

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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WAYNE LESLIE, Appellant/Appellant-Appellee

vs.

BOARD OF APPEALS OF THE COUNTY OF HAWAI'I; EVARTS FOX
in his capacity as Chairperson of the BOARD OF APPEALS
OF THE COUNTY OF HAWAI'I; CHRISTOPHER YUEN in his capacity
as Planning Director of the County of Hawai'i,
Appellees/Appellees-Appellants

KI'ILAE ESTATES, LLC, Applicant/Appellee/Appellee-Appellee

and

PROTECT KEOPUKA 'OHANA; JIM MEDEIROS;
JACK KELLY, Appellees/Appellees-Appellees

NO. 26184

ORDER OF AMENDMENT
(CIV. NO. 03-1-0050K)

FEBRUARY 28, 2006

K. HAMAKAHO
CLERK, APPELLATE COURTS
STATE OF HAWAI'I

2006 FEB 28 AM 10:24

FILED

MOON, C.J., LEVINSON, NAKAYAMA, ACOBA, AND DUFFY, JJ.

The opinion of the court, filed on January 25, 2006, is amended as follows (deletions are bracketed and additions are double underscored):

Line 7 from the bottom of page 21: addressed to the legislative branch. Accordingly, the [third] second

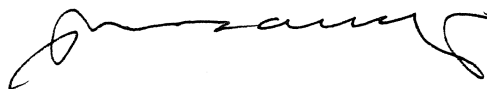
Line 3 from the bottom of page 28: arriving at the said conclusions. The court's conclusion of law

The Clerk of the Court is directed to incorporate the foregoing changes in the original opinion and take all necessary steps to notify the publishing agencies of these changes.



Steven H. Robinson

Pamela A. Nakayama



Pamela A. Nakayama