## NO. 26225 IN THE SUPREME COURT OF THE STATE OF HAWAI'I

SAMUEL COOPER, JR., Petitioner-Appellant-Petitioner,

VS.

STATE OF HAWAI'I, Respondent-Appellee-Respondent. 2006 MAR -6 AM 8: 3:

KHAMAKADO
STATE OF HAVE COURTS

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (S.P.P. NO. 02-1-0063, CR. NO. 93-1560)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI

(By: Levinson, J., for the court<sup>1</sup>)

Upon consideration of the application for a writ of certiorari filed on February 24, 2006, by the petitioner-appellant-petitioner Samuel Cooper, Jr., the application is hereby denied.

DATED: Honolulu, Hawai'i, March 6, 2006.

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Stuart N. Fujioka, of
Nishioka & Fujioka,
for the petitioner-appellant-petitioner
Samuel Cooper, Jr.,
on the application

Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.