

NO. 26377

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

NOLY BACERRA and NELY BACERRA, Individually, and
SEAN BACERRA, a minor, through NELY BACERRA,
his mother and next friend, Plaintiffs-Appellees,

vs.

JAMES B. MacMILLAN, III, M.D., THE QUEEN'S
MEDICAL CENTER, Defendants-Appellees,

and

DOE DEFENDANTS 1-100, Defendants.

K. HAMAKAHO
CLERK, APPELLATE COURT
STATE OF HAWAII

2006 JUL 18 PM 3:29

FILED

AFL HOTEL & RESTAURANT WORKERS HEALTH & WELFARE
TRUST FUND, by its Trustees, Lienor-Appellant.

STATE OF HAWAI'I, DEPARTMENT OF HUMAN SERVICES,
Intervenor-Appellee.

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 01-1-3563)

ORDER DENYING MOTION TO CLARIFY, OR IN THE
ALTERNATIVE, FOR RECONSIDERATION

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon consideration of lienor-appellant AFL Hotel and
Restaurant Workers Health & Welfare Trust Fund's motion to
clarify, or in the alternative, for reconsideration, the papers
in support thereof, and the record herein,

IT IS HEREBY ORDERED that the motion is denied.

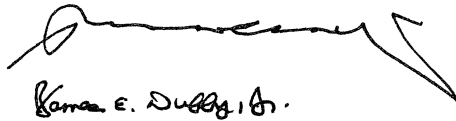
DATED: Honolulu, Hawai'i, July 18, 2006.

Derek R. Kobayashi and
Regan M. Iwao (of Goodsill
Anderson Quinn & Stifel),
for lienor-appellant, on
the motion



Steven H. Levinson

Paula C. Tokujima



Kama E. Duggan

No. 26377 Bacerra v. MacMillan -- Order Denying Motion for
Clarification, or in the Alternative,
for Reconsideration