

NO. 28163

IN THE SUPREME COURT OF THE STATE OF HAWAII

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

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FILED

RICHARD SCHEFFER and JACQUELINE SCHEFFER,
Petitioners,

vs.

HONORABLE JAMES S. BURNS, Chief Judge, HONORABLE JOHN S.W.
LIM and HONORABLE DANIEL R. FOLEY, Associate Judges,
Intermediate Court of Appeals of the State of Hawai'i,
Respondents.

ORIGINAL PROCEEDING
(CIV. NO. 04-1-0004)

ORDER

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

Upon consideration of the petition for a writ of mandamus filed by petitioners Richard Scheffer and Jacqueline Scheffer and the papers in support, it appears that the Intermediate Court of Appeals does not have jurisdiction in No. 27768. Therefore,

IT IS HEREBY ORDERED that the petition for a writ of mandamus is dismissed.

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

[Handwritten signature]
Steven Levinson
Anna A. Nakayama
[Handwritten signature]
Kama E. Duffy, Jr.