

NO. 28242

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

JAMES PFLUEGER, individually and in his representative capacity;  
PFLUEGER PROPERTIES; PILA'A 400, LLC, Petitioners,

vs.

THE HONORABLE KATHLEEN WATANABE, Circuit Court Judge of the Fifth Circuit, State of Hawai'i; RICHARD MARVIN, III, and AMY MARVIN, individually and as Next Friend of IVY MAE MARVIN, SADIE MARVIN, SAVANNAH MARVIN and ANABELLE MARVIN, minors; WYLIE HURD; NICHOLAS FRED MARVIN, individually and as Next Friend of ALANA MARVIN; AARON MARVIN; BARBARA NELSON; JEFFREY MCBRIDE; MARETA ZIMMERMAN, individually and as Next Friend of TEVA DEXTER and LIKO MCBRIDE, minors, Respondents.

ORIGINAL PROCEEDING  
(CIV. NO. 02-1-0068)

ORDER DISMISSING PROCEEDING

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

K. HAMAKAKADO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII  
2006 NOV 21 AM 8:54

FILED

Upon consideration of petitioners' notice of withdrawal of the petition for a writ of mandamus and/or prohibition, which is deemed a motion for dismissal pursuant to HRAP 42(b),

IT IS HEREBY ORDERED that the motion for dismissal is granted and this proceeding is dismissed.

DATED: Honolulu, Hawai'i, November 21, 2006.

Wesley H.H. Ching,  
Kathleen Douglas, and  
Bonita Y.M. Chang (of  
Fukunaga Matayoshi Hershey  
& Ching, LLP) and  
William C. McCorrison,  
Lorraine H. Akiba, and  
David J. Minkin (of  
McCorrison Miller  
Mukai MacKinnon LLP)  
for petitioners

  
  
  
  


