

NO. 25930

IN THE SUPREME COURT OF THE STATE OF HAWAII

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

2007 APR 12 PM 2:08

FILED

WAILUKU AGRIBUSINESS CO., INC.,
Respondent/Plaintiff-Appellee

vs.

HARVEY AH SAM, PATRICK AH SAM, FREDERICK K. BAILEY, JR.,
KENNETH D. KAHOOHANOANO, RICHERT M. KAMAIOPILI, SUSAN K.
KOEHLER, MAEBELLE M. LIBRANDO, IRADAY U. BAILEY, PATRICK E.K.
BAILEY, PETER L. BAILEY, ROBERT ALLEN BELL, PATRICK K.T. CHU,
ROCHELLE J. GARDANIER, CHARLES KAULUWEHI MAXWELL, SR., JUDITH L.
NAGAMINE, JACQUELINE KUAHINE AMINA RAPOZA, JANICE L. REVELLS,
CLOVIS GYETVAI, ELIZABETH KEALA HAN, GLENN F. KAHOOHANOANO,
HELENE R. SARONITMAN, HANNAH E.H. SOUZA, LILLIE LANI BAILEY
MUNDON, CHARLES E. ST. GERMAIN and WAYNE CHUN,
Petitioners/Defendants-Appellants

and

KALAPUNA (k) and his wife, KEKUI (w), KAHOLOLIO (w),
also known as HOLOLIO HENNESSEE (w), HEIRS OR ASSIGNS,
CAROLINE K. BROWN, GAYLE J. SILVA, ELLEN P. PARKER,
AYIEESHYA BONNIE MAPUA MURPHY, JULY SIMEONA, CAROL A.H.
GAYLORD, PEARL LEIMOMI KAMAIOPILI, CHARLES PILA,
EDWARD K. AMINA, JOYCE L. ACIDERA, JADE V. MIYAMOTO,
HARMON AH SAM, JOAN L. POWELL, PAMELA ROE, BENEDETTA L.
DAVIDSON, FREDNA YIM COBB-ADAMS, MABEL E.H. GRIFFIN,
HERBERT KALUAAU SR., SHIRLEY MAILE BELL, BONNIE A. MEYERS,
AND ALL WHOM IT MAY CONCERN, Defendants

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CIV. NO. 02-1-0071(3))

ORDER OF AMENDMENT

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

The opinion of the court, filed on March 30, 2007, is
amended as follows:

Line 1 from the top of page 5: The following footnote no. 8 is added after the word "Puweuweu" and subsequent footnotes are renumbered accordingly:

⁸ Puweuweu is also referred to as Puuweuweu in the record. We will refer to her as Puweuweu except where quoting directly from a specific document.

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.

DATED: Honolulu, Hawai'i, April 12, 2007.



Steven H. Levinson

Fumua A. Nakayama



James E. Dobby, Jr.