

NO. 26657

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee,

vs.

MITI MAUGAOTEGA, JR., Defendant-Appellant.

CLERK, APPELLATE COURTS
STATE OF HAWAI'I
NORMA T. YARA

2007 MAY 15 AM 10:49

FILED

APPEAL FROM THE FIRST CIRCUIT COURT
(CR. NOS. 03-1-1897, 03-1-2727, 03-1-2726, 03-1-2725, 03-1-2724)

NOTICE REGARDING REOPENING OF APPEAL NO. 26657
AND ORDER TO TRANSMIT TRIAL RECORDS TO THE
HAWAI'I SUPREME COURT

(By: Levinson, J., for the court¹)

TO THE HONORABLE PATRICK BORDER, Judge of the Circuit Court of the First Circuit, and CLERK OF THE CIRCUIT COURT OF THE FIRST CIRCUIT:

PLEASE TAKE NOTICE that the July 29, 2005 Judgment on Appeal, entered in the above-captioned case by the Supreme Court of Hawai'i, was vacated by order of the Supreme Court of the United States on February 20, 2007. Therefore, Hawai'i Appeal No. 26657 is reopened for further consideration in light of the United States Supreme Court's mandate. Another disposition and Judgment on Appeal will be entered following this court's further consideration.

IT IS FURTHER ORDERED that the Clerk of the Circuit Court of the First Circuit shall forthwith re-transmit the record

¹ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.

on appeal for CR. NOS. 03-1-1897, 03-1-2727, 03-1-2726, 03-1-2725, and 03-1-2724.

DATED: Honolulu, Hawai'i, May 15, 2007.

FOR THE COURT:

Steven H. Levinson

STEVEN H. LEVINSON
Associate Justice

