

NOS. 27057, 27128 and 27229

IN THE SUPREME COURT OF THE STATE OF HAWAII

MARSHALL KENNETH FLOWERS, Respondent-Appellant

vs.

UNITED SERVICES AUTOMOBILE ASSOCIATION, Petitioner-Appellee.

EMERSON
CLEAN APPELLATE COURTS
STATE OF HAWAII

2008 NOV 25 AM 11:36

FILED

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CIV. NO. 02-1-1679)

ORDER DISMISSING APPLICATION FOR WRIT OF CERTIORARI
(By: Nakayama, J., for the court¹)

Petitioner-Appellee's application for writ of certiorari filed on November 19, 2008, is hereby dismissed as untimely.

DATED: Honolulu, Hawai'i, November 25, 2008

FOR THE COURT:

Penna C. Nakayama
Associate Justice



Terrance M. Revere and
Jacqueline E. Thurston
of Motooka Yamamoto &
Revere for petitioner-
appellee on the application

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