

NO. 27254

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

TITLE GUARANTY ESCROW SERVICES, INC.,
a Hawaii corporation, Respondent/Plaintiff-Appellee,

vs.

MICHAEL J. SZYMANSKI, Petitioner/Defendant/
Cross-Claimant/Third-Party Plaintiff/Cross-Claim
Defendant/Third-Party Counterclaim Defendant-Appellant,

and

WAILEA RESORT COMPANY, LTD., a Hawaii
corporation, Respondent/Defendant/Cross-
Claim Defendant/Cross-Claimant-Appellee,

and

ADOA-SHINWA DEVELOPMENT CORPORATION,
a Hawaii corporation, and SHINWA GOLF HAWAI'I CO., LTD.,
a Hawaii corporation, Respondents/Third-Party
Defendants/Third-Party Counterclaimants-Appellees.

EMERSON
CLERK, APPELLATE COURTS
STATE OF HAWAII

2009 SEP 17 PM 2:18

FILED

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CIVIL NO. 02-1-0352(2))

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

Petitioner Michael Szymanski's application for writ of
certiorari filed on August 13, 2009, is hereby rejected.

DATED: Honolulu, Hawai'i, September 17, 2009.

FOR THE COURT:

Peter Van Name Esser
and Edward A. Jaffe
for petitioner on
the application

Pamela C. Nakayama
Associate Justice



¹Considered by: Moon, C.J., Nakayama, Acoba, and Duffy, JJ., and
Circuit Judge Lee, in place of Recktenwald, J., recused.