

NOS. 27491 AND 27539

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

No. 27491
(Civil No. 05-1-0375)

EMERSON M.F. JOU, M.D., Petitioner/Provider-Appellant,

vs.

GARY S. HAMADA, Administrator, Disability Compensation Division,
and DARWIN CHING, Director, Department of Labor and Industrial
Relations, State of Hawai'i, Respondent/Appellees-Appellees,
and
ARGONAUT INSURANCE COMPANY, Respondent/Respondent-Appellee.

No. 27539
(Civil No. 05-1-1079)

EMERSON M.F. JOU, M.D., Petitioner/Provider-Appellant,

vs.

GARY S. HAMADA, Administrator, Disability Compensation Division,
and DARWIN CHING, Director, Department of Labor and Industrial
Relations, State of Hawai'i, Respondent/Appellees-Appellees,
and
MARRIOTT CLAIM SERVICES CORPORATION,
Respondent/Respondent-Appellee.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS

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

Petitioner/Provider-Appellant's application for writ of
certiorari filed on September 29, 2009, is hereby rejected.

DATED: Honolulu, Hawai'i, November 3, 2009.

FOR THE COURT:

Steven M. Shaw for
Petitioner/Provider-Appellant
on the application

Associate Justice

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