

NO. 27707

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

COUNTY OF HAWAI'I, a municipal corporation of the State of
Hawai'i, Respondent-/Plaintiff-/Counterclaim
Defendant-Appellee/Cross-Appellee,

vs.

ALA LOOP HOMEOWNERS, an unincorporated association,
Respondent-/Defendant-/Counterclaimant-/Cross-Claimant-
Appellee/Cross-Appellant,

and

WAI'OLA WATERS OF LIFE CHARTER SCHOOL, a public school
organized under the law of the State of Hawai'i,
Respondent-/Defendant-/Cross-Claim Defendant-
Appellant/Cross-Appellee;

and

ALA LOOP COMMUNITY ASSOCIATION, an unincorporated non-profit
association, Petitioner-/Defendant-/Counterclaimant-/
Cross-Claimant-/Third-Party Plaintiff-Appellee/Cross-Appellant;

vs.

LAND USE COMMISSION, STATE OF HAWAI'I, Respondent-/
Third-Party Defendant-Appellee/Cross-Appellee:

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CIV. NO. 03-1-0308)

AMENDED ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI
(By: Recktenwald, J. for the court¹)

Petitioner-/Defendant-/Counterclaimant-/Cross-Claimant-
/Third-Party Plaintiff-Appellee/Cross-Appellant Ala Loop
Community Association's application for writ of certiorari filed

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

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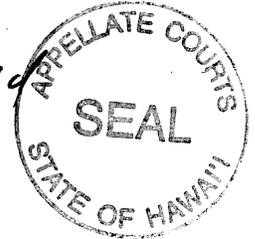
on July 21, 2009, is hereby accepted and will be scheduled for oral argument. The parties will be notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawai'i, September 2, 2009.

FOR THE COURT:

Mark E. Richardson

Associate Justice



Thomas Yeh and Michael Moore (Tsukazaki Yeh & Moore) on the application for petitioner Ala Loop Community Association

Deborah Day Emerson and James C. Paige, Deputy Attorneys General, on the response for respondent Wai'ola Life of Waters Charter School

David Kimo Frankel, on the brief for amicus curiae Native Hawaiian Legal Corporation

Carl C. Christensen, on the brief for amicus curiae Hawaii's Thousand Friends