

NO. 28584

IN THE SUPREME COURT OF THE STATE OF HAWAII

CLERK APPELLATE COURTS
STATE OF HAWAII
Jean Kikimoto

2009 SEP 15 AM 10:40

FILED

STATE OF HAWAII,
Respondent/Plaintiff-Appellee,

vs.

ZACHARIAH IAN FITZWATER,
Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(HPD TRAFFIC NO. 1DTC-07-020562)

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

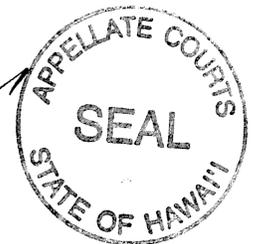
Petitioner/Defendant-Appellant Zachariah Ian Fitzwater's application for writ of certiorari filed on August 3, 2009, is hereby accepted and will be scheduled for oral argument. The parties will be notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawai'i, September 15, 2009.

FOR THE COURT:

M. E. Recktenwald

Associate Justice



Taryn R. Tomasa, Deputy
Public Defender, on
the application for
petitioner/defendant-
appellant.

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