

NO. 28850

IN THE SUPREME COURT OF THE STATE OF HAWAII

STATE OF HAWAII, Respondent/Plaintiff-Appellee

vs.

DWAYNE KELLY, Petitioner/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CR. NO. 05-1-2639)

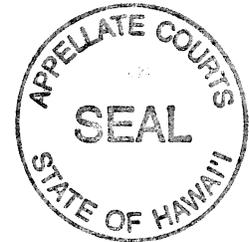
ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI
(By: Duffy, J., for the court¹)

Petitioner/Defendant-Appellant Dwayne Kelly's application for writ of certiorari, filed on April 13, 2009, is hereby rejected.

DATED: Honolulu, Hawai'i, May 26, 2009.

FOR THE COURT:

Kames E. Duffy, Jr.
Associate Justice



Karen T. Nakasone,
Deputy Public Defender,
for petitioner/defendant-
appellant on the application

Donn Fudo, Deputy
Prosecuting Attorney,
for respondent/plaintiff-
appellee on the response

¹ Considered by: Moon, C.J., Nakayama, Acoba, Duffy, JJ., and Circuit Judge Hirai, assigned by reason of vacancy.