NO. 29383

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

PAUL M. LACIO, Petitioner/Claimant-Appellant,

vs.

DA KITCHEN EXPRESS and WORKCOMP HAWAI'I INS. CO., INC., and FIRST INSURANCE CO. OF HAWAI'I, LTD., Respondents/Employer-Insurance Carrier-Third Party Administrator-Appellees.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CASE NO. AB 2006-465(M)(7-05-03276))

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

Petitioner/Claimant-Appellant Paul M. Lacio's

application for writ of certiorari filed on November 9, 2009, is

hereby rejected.

DATED: Honolulu, Hawai'i, December 10, 2009.

FOR THE COURT:

Associate Justice

Gerald T. Johnson, for petitioner/ claimant-appellant on the application.

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