IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STEPHEN GERARD DESMARAIS, Claimant-Appellant

vs.

STATE OF HAWAI'I, Employer-Appellee-Respondent, Self-Insured

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CASE NO. AB 93-604(M)) (7-93-10097)

ORDER DISMISSING CERTIORARI PROCEEDING (By: Moon, C.J., Levinson, Nakayama, Ramil, JJ., and Circuit Court Judge Gary W.B. Chang, in place of Acoba, J., recused)

Upon further consideration of the records and files in

this case, it appears that the writ of certiorari herein was

improvidently granted. Therefore,

IT IS HEREBY ORDERED that this certiorari proceeding is

dismissed.

DATED: Honolulu, Hawai'i, August 21, 2000.

Stanford M.J. Mania for the claimant-appellee-petitioner Stephen Gerard Desmarais on the writ