

SUPREME COURT OF THE STATE OF HAWAI‘I

Fung v. Hoi

Fung · No. SCWC-XX-XXXXXXX · Decided May 20, 2026

OPINION

Fung v. Hoi

PER CURIAM.

Electronically Filed Supreme Court

SCWC-XX-XXXXXXX

20-MAY-2026

03:40 PM Dkt. 20 ODSMR

SCWC-XX-XXXXXXX

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

WEI LING FUNG,

Petitioner/Plaintiff/Counterclaim Defendant-Appellant, vs.

WA CHAM HOI,

Respondent/Defendant/Counterclaimant/ Third-Party Plaintiff-Appellee, and FUGANG XIA aka SUMMER, Petitioner/Third-Party Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS

(CAAP-XX-XXXXXXX; CASE. NO. 1DRC-XX-XXXXXXX)

ORDER DISMISSING MOTION

(By: Devens, C.J., McKenna, Eddins, and Ginoza, JJ., and Circuit Judge Castagnetti, assigned by reason of vacancy) Upon consideration of Petitioners’ “Motion for Clarification or, in the Alternative, Recall of Order Denying Certiorari,” which we construe as a motion for reconsideration of the order rejecting certiorari filed on April 20, 2026, Respondent’s opposition, and the record herein, It is ordered that the Motion is dismissed. See Hawai‘i Rules of Appellate Procedure Rule 40.1(h) (“Neither acceptance nor rejection of an application for a writ of certiorari shall be subject to a motion for reconsideration in the supreme court. The rejection of an application for certiorari shall be final.”). It is further ordered that Respondent’s request for attorney fees and costs is denied. DATED: Honolulu, Hawai‘i, May 20, 2026. /s/ Vladimir P. Devens /s/ Sabrina S. McKenna /s/ Todd W. Eddins /s/ Lisa M. Ginoza /s/ Jeannette H. Castagnetti