

FILED

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2004 NOV -8 PM 3:42

D. MORIOKA, CLERK
SECOND JUDICIAL CIRCUIT
STATE OF HAWAII

Attorney for Plaintiff

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT

STATE OF HAWAII

STATE OF HAWAII, by its Office of
Consumer Protection,

Plaintiff,

vs.

AMERICAN UNIVERSITY HAWAII,
INC., a Hawaii corporation dba The
American University of Hawaii and
AUH and HASSAN H. SAFAVI aka
Henry Safavi,

Defendants.

CIVIL NO. 03-1-0458 (2)
(Other Civil Action)

ORDER DENYING DEFENDANT
AMERICAN UNIVERSITY HAWAII, INC.
DBA THE AMERICAN UNIVERSITY OF
HAWAII AND AUH'S MOTION TO
RESCIND PRELIMINARY INJUNCTION

(Motion Filed August 9, 2004)

HEARING
Date: October 15, 2004
Time: 8:30 a.m.
Judge: Rhonda I. L. Loo

Trial Date: November 15, 2004
SCF Date: October 29, 2004

ORDER DENYING DEFENDANT AMERICAN UNIVERSITY
HAWAII, INC. DBA THE AMERICAN UNIVERSITY OF HAWAII
AND AUH'S MOTION TO RESCIND PRELIMINARY INJUNCTION

Defendant American University Hawaii, Inc. dba The American
University of Hawaii and AUH having filed a Motion to Rescind Preliminary
Injunction on August 9, 2004; the matter having come on for hearing before the

Honorable Rhonda I.L. Loo on October 15, 2004 at 8:30 o'clock a.m.; Plaintiff having been represented by Jeffrey E. Brunton; Defendant American University Hawaii, Inc. having been represented by Richard K. Minatoya; the court having reviewed the materials in support of and in opposition to the motion and the court having heard oral arguments of counsel; and good cause appearing therefore

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant American University Hawaii, Inc. dba The American University of Hawaii and AUH's Motion to Rescind Preliminary Injunction be and hereby is denied;

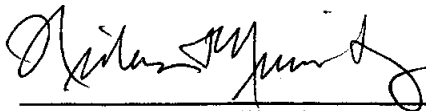
IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that paragraphs 6 and 8 of the Order Granting Plaintiff's Motion for Partial Summary Judgment and Permanent Injunction Against Defendant American University Hawaii, Inc. or, in the Alternative, for a Preliminary Injunction filed on April 26, 2004 be and are hereby rescinded.

NOV - 8 2004

DATED: Honolulu, Hawaii, _____.

/s/ SHACKLEY F. RAFFETTO (Seal)
Judge of the above-entitled Court

APPROVED AS TO FORM:



RICHARD K. MINATOYA
Attorney for Defendant

Civil No. 03-1-0458 (2); State v American University Hawaii, Inc. et al; ORDER DENYING DEFENDANT AMERICAN UNIVERSITY HAWAII, INC. DBA THE AMERICAN UNIVERSITY OF HAWAII AND AUH'S MOTION TO RESCIND PRELIMINARY INJUNCTION