

NO. 23400

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee

vs.

TONY JOHNSON, also known as Samuel A. Carter,  
Defendant-Appellant

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CR. NO. 99-2002)

ORDER DISMISSING APPEAL  
(By: Moon, C.J., Levinson,  
Nakayama, Ramil, and Acoba, JJ.)

Upon review of the record, it appears that Appellant's April 16, 2000 letter to the clerk of the supreme court was treated and filed as a notice of appeal. However, sentence has not been imposed and judgment has not been entered in Cr. No. 99-2002. Thus, this appeal is premature and we lack jurisdiction. HRS § 641-11. Therefore,

IT IS HEREBY ORDERED that this appeal is dismissed for lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, August 28, 2000.