

NO. 23406

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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OAHU SUGAR COMPANY, LIMITED a Hawai'i corporation,  
Plaintiff-Counterclaim Defendant-Appellant/Cross-Appellee

vs.

WALTER ARAKAKI and STEPHEN SWIFT,  
Defendants-Counterclaim Plaintiffs-Appellees/Cross-Appellants

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 96-3880)

ORDER DISMISSING APPEAL AND CROSS-APPEAL

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

Upon review of the record, it appears that: (1) the judgment entered on March 2, 2000, which purports to be the final judgment in Civil No. 96-3880, does not identify the claim for which the judgment is entered and does not enter judgment on or dismiss all of the other claims and counterclaims of the parties; see Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 119-20, 869 P.2d 1334, 1338-39 (1994) (In a multiple claim or multiple party circuit court case, a judgment that purports to be the final judgment must identify the claims for which the judgment is entered and must, on its face, show finality as to all claims of all the parties. "A statement that declares 'there are no other outstanding claims' is not a judgment."); and thus, (3) this appeal is premature and we lack jurisdiction.

Therefore,

IT IS HEREBY ORDERED that the appeals by appellant Oahu Sugar Company and by cross-appellants Walter Arakaki and Stephen Swift are dismissed for lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, January 3, 2001.