

NO. 23407

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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THOMAS J. SHELBY, Appellant-Appellant

vs.

KATHRYN S. MATAYOSHI, Director, Department  
of Commerce and Consumer Affairs, Appellee-Appellee

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 99-3777)

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

Upon review of the record, it appears that:

(1) judgment has not been entered on the circuit court's March 28, 2000 oral decision, as required by Rules 58 and 72(k) of the Hawai'i Rules of Civil Procedure; and, thus, (2) this appeal is premature and we lack jurisdiction. See Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 869 P.2d 1334 (1994). Therefore,

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

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