

NO. 24105

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STEVEN S. O'CONNOR, Plaintiff-Appellant

vs.

NORBERT WONG, M.D.; MICHAEL MEAGHER, M.D.; RADIOLOGY ASSOCIATES, INC., a Hawai'i corporation; and EMERGENCY GROUP, INC., a Hawai'i corporation, Defendants-Appellees

and

THE QUEEN'S MEDICAL CENTER, a non-profit Hawai'i corporation; SUTTER HEALTH PACIFIC, a California Corporation for Non-Profit; JOHN DOES 1-10; JANE DOES 1-10; DOE PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10; ROE NON-PROFIT ORGANIZATIONS 1-10; AND ROE GOVERNMENTAL ENTITIES 1-10, Defendants

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 96-5171)

ORDER DISMISSING APPEAL

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

Upon review of the statements supporting and contesting jurisdiction and the record, it appears that: (1) the January 26, 2001 order granting summary judgment has not been reduced to a separate judgment, as required by Rule 58 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, May 25, 2001.