

NO. 24724

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

ASSOCIATION OF APARTMENT OWNERS OF MAALAEA KAI,
Plaintiff/Counterclaim Defendant-Appellee,

vs.

MICHAEL FREDERICK NASON, Defendant/Counterclaimant-Appellant,

and

COMMERCIAL CREDIT CORP. (HAWAI'I),
JOSEPH KAILIEHU; and JOHN DOES 1-50; JANE DOES 1-50;
DOE PARTNERSHIPS 1-50; DOE CORPORATIONS 1-50; DOE ENTITIES 1-50;
AND DOE GOVERNMENTAL UNITS 1-50, Defendants.

APPEAL FROM THE SECOND CIRCUIT COURT
(CIV. NO. 96-0395)

ORDER

(By: Levinson, J.)

Upon consideration of Plaintiff/Counterclaim Defendant-Appellee Association of Apartment Owners of Maalaea Kai., Inc.'s motion to dismiss the appeal of Defendant/Counterclaimant-Appellant Michael Frederick Nason for failing to file briefs in conformity with the rules of appellate procedure, the papers in support, and the records and files herein, it appears that this appeal was dismissed on March 15, 2002 for lack of appellate jurisdiction, and the instant motion is moot. Therefore,
IT IS HEREBY ORDERED that the motion is dismissed as moot.

DATED: Honolulu, Hawaii, March 19, 2002.

STEVEN H. LEVINSON
Associate Justice