

NO. 24800

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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ROMEO P. EUGENIO, Claimant-Appellee,

vs.

MAUNA LOA MACADAMIA NUT CORP., Employer-Appellant, Self-Insured,

and

ACCLAMATION INSURANCE MANAGEMENT SERVICES, Adjuster-Appellant

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APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD  
(CASE. NO. AB 98-019(H) (1-95-01152 HON))

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that the supreme court clerk's office informed Appellants by letter dated March 8, 2002, that the time for docketing the record on appeal expired on February 24, 2002 and that pursuant to Rule 11(a) of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including dismissal of the appeal. Appellants stipulation to withdraw the appeal was not approved without prejudice on April 4, 2002 and no subsequent stipulation having been filed,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, May 14, 2002.