

NO. 25111

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee

vs.

GEORGE GARY PEABODY, Defendant-Appellant

APPEAL FROM THE DISTRICT COURT OF THE SECOND CIRCUIT
(CASE NOS. CTR3-6, 8, 9: 5/16/00)

ORDER DISMISSING APPEAL

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

On August 30, 2002, a letter of default was sent to appellant informing him that the time for filing the opening brief expired on August 21, 2002. On September 11, 2002, this court ordered appellant to file the opening brief by October 11, 2002. No opening brief having been filed,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, October 29, 2002.