

NO. 25129

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

LESLIE KELIIMOEANU LUM, II and TINA NICOLE LUM,
Plaintiffs-Appellees,

vs.

OSAMU TAUKEIAHO, dba OSAMU CONTRACTORS,
Defendant-Appellant.

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT
WAHIAWA DIVISION
(CIV. NO. 1RC02-708)

ORDER DISMISSING APPEAL

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

Upon consideration of appellees' motion to dismiss appeal, the papers in support and the record, it appears that appellant appeals the district court's April 30, 2002 judgment awarding damages against appellant in Civil No. 1RC02-708, but the judgment is unenforceable by operation of the discharge of debtor filed by the Hawai'i bankruptcy court on August 28, 2002 in appellant's bankruptcy case. Therefore,

IT IS HEREBY ORDERED that the motion to dismiss appeal is granted and this appeal is dismissed as moot.

DATED: Honolulu, Hawai'i, December 3, 2002.