

*** NOT FOR PUBLICATION ***

NO. 25728

IN THE SUPREME COURT OF THE STATE OF HAWAII

ANTHONY K. KEKONA, JR., Appellant-Appellant

vs.

STATE OF HAWAII, DEPARTMENT OF PUBLIC SAFETY and ALBERT
MURASHIGE, Appellees-Appellees

APPEAL FROM THE SECOND CIRCUIT COURT
(CIV. NO. 03-1-0101)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that the March 11, 2003 decision denying appellant a hearing in Civil No. 03-1-0101 is appealable upon entry of a final judgment disposing of Civil No. 03-1-0101, but final judgment has not been entered. Thus, the appeal of the March 11, 2003 decision is premature and we lack jurisdiction. See HRS § 641-1(a). Therefore,

IT IS HEREBY ORDERED that this appeal is dismissed for lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, July 28, 2003.