

*** NOT FOR PUBLICATION ***

NO. 25945

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

HAWAIIAN BUILDING MAINTENANCE COMPANY and ALEXIS RISK MANAGEMENT,
adjuster for NATIONAL UNION INSURANCE COMPANY, Complainants-
Appellees

vs.

HERMAN A. GILL, Ph.D., Respondent-Appellant

and

SPECIAL COMPENSATION FUND, Appellee

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD
(CASE NO. MFS 97-002)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that this court informed Appellant by letter dated October 28, 2003 that the time for filing the statement of jurisdiction expired on September 12, 2003 and the time for filing the opening brief expired on October 12, 2003 and that, pursuant to Rule 30 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. Appellant having

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failed to respond to said letter or to otherwise oppose
dismissal,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, November 26, 2003.