

NO. 26180

IN THE SUPREME COURT OF THE STATE OF HAWAII

EMERSON M.F. JOU, M.D., Plaintiff-Appellant

vs.

FIRST INSURANCE COMPANY OF HAWAII, LTD., Defendant-Appellee

and

JOHN DOE 1 TO 50; DOE ATTORNEYS 1 TO 50; DOE
CORPORATIONS 1-10; DOE PARTNERSHIP 1-10; and
DOE DIRECTORS OF GOVERNMENTAL ENTITIES 1-10, Defendants

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 03-1-1286)

ORDER DENYING DEFENDANT-APPELLEE FIRST INSURANCE
COMPANY OF HAWAII, LTD.'S MOTION TO DISMISS APPEAL
(By: Duffy, J. for the court¹)

Upon consideration of Defendant-Appellee First Insurance Company of Hawaii, Ltd.'s motion to dismiss the appeal of Plaintiff-Appellant Emerson M.F. Jou, M.D. the papers in support and opposition, and the records and files herein,

IT IS HEREBY ORDERED that the motion is denied without prejudice to the court considering any issues or arguments raised in the briefs.

DATED: Honolulu, Hawai'i, April 28, 2004.

Kelvin H. Kaneshiro
for defendant-appellee
on the motion

FOR THE COURT:

Stephen M. Shaw
for plaintiff-appellant
in opposition

Associate Justice

¹ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.