

*** NOT FOR PUBLICATION ***

NO. 26224

IN THE SUPREME COURT OF THE STATE OF HAWAII

LAEROC WAIKIKI PARKSIDE, LLC, a Hawaii limited liability
company, Plaintiff-Appellant

vs.

HAWAII CORPORATION OF THE PACIFIC, INC., dba ASTON HOTELS &
RESORTS HAWAII, a Hawai'i corporation, Defendant-Appellee

and

DOES 1-10, Defendants
(CIV. NO. 03-1-1036)

LAEROC WAIKIKI PARKSIDE, LLC, a Hawai'i limited liability
company, Plaintiff

vs.

K.S.K. (OAHU) LIMITED PARTNERSHIP, a Hawai'i limited partnership;
et al., Defendants
(CIV. NO. 02-1-2013)

RESORTQUEST HAWAII, LLC dba ASTON HOTELS & RESORTS(r) HAWAII, a
Hawai'i limited liability company, formerly known as HOTEL
CORPORATION OF THE PACIFIC, INC., dba ASTON HOTELS & RESORTS(r)
HAWAII, a Hawai'i corporation, Plaintiff

vs.

LAEROC WAIKIKI PARKSIDE, LLC, a Hawai'i limited liability
company; and DOES 1-50, Defendants
(CIV. NO. 02-1-2695)

APPEAL FROM THE FIRST CIRCUIT COURT

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that the circuit

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court's August 27, 2003 order dismissing the complaint in Civil No. 03-1-1036 has not been reduced to a separate judgment, as required by HRCP 58. See Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 869 P.2d 1334 (1994). Thus, this appeal is premature and we lack jurisdiction. Therefore,

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

Dated: Honolulu, Hawai'i, March 2, 2004.