

NO. 26411

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

TOMMY HILFIGER LICENSING, INC., a Delaware Corporation
and GTFM, INC., a New York Corporation, Plaintiffs-Appellees

vs.

KEVIN SHIN, a sole proprietor licensed in Hawai'i,
Defendant-Appellant

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 02-1-2908)

ORDER GRANTING MOTION TO DISMISS APPEAL, OR IN THE ALTERNATIVE
FOR A FURTHER EXTENSION OF TIME TO FILE OPENING BRIEF
(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon consideration of Defendant-Appellant Kevin Shin's
motion to dismiss his appeal or, in the alternative, for a
further extension of time to file the opening brief, the papers
in support, and the records and files herein,

IT IS HEREBY that the motion to dismiss appeal is
granted, and this appeal is dismissed pursuant to HRAP
Rule 42(b). The parties shall bear their own appellate costs and
fees.

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

Dennis W. Jung
for defendant-appellant
on the motion