

\*\*\* NOT FOR PUBLICATION \*\*\*

NO. 26658

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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EUGENE JAMES HUTCH, Plaintiff-Appellant

vs.

NOLAN ESPINDA; TED SAKAI; GOVERNOR BENJAMIN CAYETANO; DEANNA  
ESPINAS; EDWIN SHIMODA; DAVE FUKAZAWA; and J. PHIL TUMMINELLO,  
Defendants-Appellees

and

JOHN DOES 1-10; JANE DOES 1-10; DOE CORPORATIONS 1-10; and DOE  
PARTNERSHIPS 1-10, Defendants

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 01-1-3032)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that final judgment has not been entered in Civil No. 01-1-3032. The appeal of the orders entered on June 14, 2004 is an appeal of interlocutory orders that were not certified for interlocutory appeal pursuant to HRS § 641-1(b). Thus, this appeal 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, September 21, 2004.