

NO. 26672

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

IN THE INTEREST OF JANE DOE,
Born on February 6, 1998, Minor

APPEAL FROM THE FAMILY COURT OF THE FIRST CIRCUIT
(FC-S NO. 02-08566)

ORDER GRANTING MOTION TO DISMISS
FOR LACK OF APPELLATE JURISDICTION

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

Upon consideration of Appellee's motion to dismiss the appeal of Mother-Appellant for lack of appellate jurisdiction, the papers in support and opposition, and the records and files herein, it appears that: (1) Appellant is appealing from the May 11, 2004 order entered by the family court; (2) Appellant's right to appeal the family court order in this case required her to file a timely motion for reconsideration pursuant to HRS § 571-54, see In re Jane Doe, No. 26668 (Hawai' Nov. 5, 2004) (citing In re Doe, 3 Haw. App. 391, 394, 651 P.2d 492, 494 (1982)); (3) absent compliance with the statutory requirements, the matter is not appealable and the appellate court lacks jurisdiction; and (4) Appellant did not file a timely motion for reconsideration as required by HRS § 571-54. Therefore,

IT IS HEREBY ORDERED that the motion to dismiss the appeal for lack of appellate jurisdiction is granted, and this appeal is dismissed for lack of jurisdiction.

DATED: Honolulu, Hawai'i, November 17, 2004.

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for appellee on the
motion

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