

*** NOT FOR PUBLICATION ***

NO. 26866

IN THE SUPREME COURT OF THE STATE OF HAWAII

VAN BRUCE K. OHUMUKINI, Plaintiff-Appellant

vs.

THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE,
Defendant-Appellee

and

JOHN DOES 1-10, DOE CORPORATIONS 1-10, DOE PARTNERSHIPS 1-20, DOE
ASSOCIATIONS 1-10, and DOE ENTITIES 1-10, Defendants

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 04-1-0478)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that the circuit court granted summary judgment in favor of the defendant on the plaintiff's three causes of action. The September 16, 2004 final judgment, the Honorable Victoria S. Marks, presiding, which purports to be the final judgment in Civil No. 04-1-0478, enters judgment in favor of the defendant and against the plaintiff but does not state that judgment is entered as to all of the plaintiff's claims, as required by Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 119-120, 869 P.2d 1334, 1339-39 (1994) (In a multiple claim circuit court case, a judgment that purports to be the final judgment is not appealable unless the judgment identifies the claims for which the judgment is entered.). The declaration that "this Final Judgment resolves

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all claims" does not constitute entry of judgment in favor of the defendant on the plaintiff's three causes of action. 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, February 11, 2005.