

NO. 26228

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

EMERSON M.F. JOU, M.D., And As To Some Claims, On Behalf of The  
Class Of Other Similarly Situated, Plaintiff-Appellant,

v.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY AND STATE FARM  
GROUP, A Corporation, and MARK E. RECKTENWALD, As The Director,  
State of Hawaii Department of Commerce and Consumer Affairs,  
Defendants-Appellees,

and

ABC BILL CODER, An Entity, Form Unknown; JOHN DOE 1-50; DOE  
ATTORNEYS 1-50; DOE CORPORATIONS 1-10; DOE PARTNERSHIPS 1-10; and  
DOE GOVERNMENTAL ENTITIES 1-10, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 03-1-1293)

ORDER GRANTING PLAINTIFF-APPELLANT'S MOTION TO DISMISS APPEAL  
(By: Watanabe, Presiding Judge, Lim and Fujise, JJ.)

Upon consideration of Plaintiff-Appellant Emerson M.F.  
Jou, M.D.'s motion to dismiss appeal filed September 8, 2006, the  
papers in support, and the records and files herein, it appears  
Appellant no longer wishes to pursue this appeal. Therefore,

EMERSON M.F. JOU  
V.  
STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY AND STATE FARM GROUP, A CORPORATION, AND MARK E. RECKTENWALD  
STATE OF HAWAII DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
STATE OF HAWAII DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS

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FILED

IT IS HEREBY ORDERED that the motion to dismiss appeal is granted, and this appeal is dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, September 18, 2006.

On the motion:

Stephen M. Shaw  
for Plaintiff-Appellant.

*Corinne K A Watanabe*  
Presiding Judge

  
Associate Judge

*Aluwaka J. J. J.*  
Associate Judge