

NO. 27565

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

KENJI SASAKI, Plaintiff-Appellant,
and
MASAO IMAI, Plaintiff,
v.

KIS 96, INC. and IZUMI SOMA, Defendants-Appellees,
and
JOHN DOE 1-10; et al., Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CV. NO. 98-1746)

ORDER DISMISSING APPEAL

(By: Burns, C.J., Lim and Foley, JJ.)

Upon review of the record, it appears that on August 11, 2006, the appellate clerk informed Appellant that the time for filing the opening brief expired on August 2, 2006 and that, pursuant to Rule 30 of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including dismissal of the appeal. Appellant failed to respond to said letter or otherwise oppose a dismissal. Therefore,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, October 3, 2006.

James A. Burns
Chief Judge

[Signature]
Associate Judge

James R. Foley
Associate Judge

ENTERED
CLERK APPELLATE COURTS
STATE OF HAWAII

2006 OCT - 3 AM 8:00

FILED