

NO. 27956

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAI'I

DONALD MARKS, Petitioner-Appellant,  
v.  
STATE OF HAWAI'I, Respondent-Appellee

EM. RIMANDO  
CLERK, APPELLATE COURTS  
STATE OF HAWAI'I

2006 NOV 30 PM 12:04

FILED

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(S.P.P. NO. 05-1-0060)

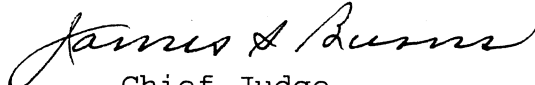
ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that: (1) on October 3, 2006, this court directed Petitioner-Appellant Donald Marks to file the opening brief or an appropriate dismissal within thirty days; and (2) Petitioner-Appellant did not file the opening brief or an appropriate dismissal within the time provided. Therefore,

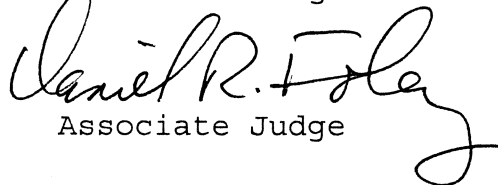
IT IS HEREBY ORDERED that this appeal is dismissed.

Dated: Honolulu, Hawai'i, November 30, 2006.

  
Chief Judge



Associate Judge

  
Associate Judge