

NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

NO. 28103

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

In the Matter of the Adoption of
 a Female Minor Child, and a Female Minor Child
 by JOHN DOE and JANE DOE

APPEAL FROM THE FAMILY COURT OF THE SECOND CIRCUIT
 (FC-A NO. 06-1-0009)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears: (1) Appellant filed a statement of jurisdiction, but he did not file the opening brief; (2) in a letter dated January 9, 2007, the appellate clerk informed Appellant that the time to file the opening brief expired on December 22, 2006, and 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 and the appeal may be dismissed; (3) Appellant did not respond to the letter; (4) Appellant did not file the opening brief or otherwise oppose dismissal. Therefore,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, March 12, 2007.

James A. Burns
 Chief Judge

[Signature]
 Associate Judge

Daniel R. Foley
 Associate Judge

K. HAMAKADO
 CLERK, APPELLATE COURTS
 STATE OF HAWAI'I

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FILED