

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NO. 28467

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

JAY K. FUNG, Landlord, Plaintiff/Cross-Defendant-Appellee
v. ELIZABETH FISHER, Tenant, Defendant/Cross-Plaintiff-Appellant

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT
(CASE NO. 1RC06-1-1289)

NORMA TAKARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

2007 SEP -5- AM 10:16

FILED

ORDER GRANTING APPELLANT'S MOTION TO DISMISS APPEAL
(By: Recktenwald, C.J., Watanabe and Nakamura, JJ.)

Upon consideration of Appellant Elizabeth Fisher's motion to dismiss her appeal, the papers in support, and the records and files herein, it appears that: (1) on March 30, 2007, Appellant filed a notice of appeal from a district court judgment in a landlord-tenant dispute; (2) Appellant states the parties have settled this matter, and she wants to dismiss her appeal. Therefore,

IT IS HEREBY ORDERED that Appellants' motion to dismiss her appeal is granted, and this appeal is dismissed.

DATED: Honolulu, Hawai'i, September 5, 2007.

Mr. E. Recktenwald

Chief Judge

Corinne K. Watanabe

Associate Judge

Chief J. Nakamura

Associate Judge