

NO. 28659

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

SARA CORDER, Plaintiff-Appellant, v.
JAMES GRIMSHAW, Defendant-Appellee

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 1RC06-1-5271)

ORDER DISMISSING APPEAL

(By: Recktenwald, C.J., Watanabe and Nakamura, JJ.)

Upon review of the record, it appears that we do not have jurisdiction over Plaintiff-Appellant Sara Corder's (Appellant Corder) appeal.

Pursuant to HRS § 641-1(a)(1993), appeals are allowed in civil matters from all final judgments, orders, or decrees of circuit and district courts. In district court cases, a judgment includes any order from which an appeal lies. A final order means an order ending the proceeding, leaving nothing further to be accomplished. When a written judgment, order, or decree ends the litigation by fully deciding all rights and liabilities of all parties, leaving nothing further to be adjudicated, the judgment, order, or decree is final and appealable.

Casumpang v. ILWU, Local 142, 91 Hawai'i 425, 426, 984 P.2d 1251, 1252 (1999) (citations, internal quotation marks, and footnote omitted) (emphases added).

The district court, the Honorable Gerald H. Kibe presiding, has not yet entered a written final order or written judgment that resolves Appellant Corder's complaint and, thus, ends the proceeding, leaving nothing further to be adjudicated. See HRS § 641-1(a) (Supp. 2006); Haw. Dist. Ct. R. Civ. P. 58; Haw. R. App. P. 4(a)(5). Although the district court issued a

FILED
F. M. RINAUDO
CLERK OF THE INTERMEDIATE COURT OF APPEALS
STATE OF HAWAII

2007 OCT - 1 AM 8:52

FILED

minute order, "a minute order is not an appealable order."
Abrams v. Cades, Schutte, Fleming & Wright, 88 Hawai'i 319,
321 n.3, 966 P.2d 631, 633 n.3 (1998). Absent a written final
order or written final judgment, Appellant Corder's appeal is
premature and we lack appellate jurisdiction. Therefore,

IT IS HEREBY ORDERED that this appeal is dismissed for
lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, October 1, 2007.

Mimi Neumann

Chief Judge

Corinne K.A. Watanabe

Associate Judge

Craig W. Nakamura

Associate Judge