

NO. 28714

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAI'I
STATE OF HAWAI'I, Plaintiff-Appellee,
v.
ROBIN CANTIBEROS, Defendant-Appellant.

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

2008 FEB 12 AM 8:52

FILED

APPEAL FROM THE DISTRICT COURT OF THE THIRD CIRCUIT
(REPORT NO. 3P706-00844 (KONA))

ORDER DISMISSING APPEAL PURSUANT TO HRAP RULE 30
(By: Recktenwald, C.J., Watanabe and Nakamura, JJ.)

Upon review of the record, it appears that:

- (1) Defendant-Appellant Robin Cantiberos filed a notice of appeal on August 24, 2007; (2) on October 23, 2007, the appellate clerk filed a notice of entering case on calendar and notified Appellant the jurisdictional statement was due on November 2, 2007 and the opening brief was due on December 2, 2007;
- (3) Appellant did not file the jurisdictional statement or the opening brief; (4) on January 11, 2008, the appellate clerk informed Appellant that: (a) the time to file the statement of jurisdiction and the opening brief expired; (b) the matter would be brought to the attention of the court on January 18, 2008 for such action as the court deems proper; and (c) the appeal may be dismissed pursuant to HRAP Rule 30; and (5) Appellant did not file the statement of jurisdiction and the opening brief or seek relief from default. Therefore,

IT IS HEREBY ORDERED that the appeal is dismissed
pursuant to HRAP Rule 30.

DATED: Honolulu, Hawai'i, February 12, 2008.



Chief Judge



Associate Judge



Associate Judge