

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NO. 28975

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAIIJOHN L. HARMAN, LOIS LOVE,
JEFFERY HARMAN, PETER LOVE, and SALLY WARRINGTON,
Plaintiffs-Appellees,JOHN L. HARMAN, as SPECIAL ADMINISTRATOR
of the ESTATE OF ROBERT F. LOVE,
Plaintiff/Counter Claim Defendant-Appellee

v.

DEREK JACINTHO, MIKE'S TIRE REPAIR AND SERVICE, INC.,
Defendants/Counter Claimants-Appellants,JOHN DOES 1-5, JOHN DOE CORPORATIONS 1-5, et al.,
Defendants-Appellees.APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CIVIL NO. 06-1-0331)ORDER

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

Upon consideration of the "Withdrawal of Appeal, Filed on January 25, 2008," received from Defendants/Counter-Claimants-Appellants Derek Jacintho and Mike's Tire Repair & Service, Inc. (Appellants) on May 29, 2008, and the records and files herein, it appears that Appellants are moving for an order dismissing this appeal pursuant to Hawai'i Rules of Appellate Procedure Rule 42(b). Accordingly,

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

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

M. Recktenwald

Chief Judge

Corinne K. Watanabe

Associate Judge

Cori A. Nakamura

Associate Judge

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

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