

FILED

2008 AUG 13 AM 11:43

E.M. RIMANDO
CLERK, APPELLATE COURTS
STATE OF HAWAII

NO. 29076

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

PIONEER MILL COMPANY, LLC, Plaintiff-Appellee,

vs.

HEIRS or ASSIGNS of KEONI and NUHI,
and
ALL WHOM IT MAY CONCERN, MATHILDA NOELANI MASON,
Defendants-Appellants.

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CIV. NO. 05-1-0330)

ORDER

(By: Fujise, J.¹)

Upon consideration of Defendant-Appellant Mathilda Noelani Mason's Motion of Presentment to Set Aside Default of Record on Appeal Filed on "2008 Jul 10 PM 1:22," filed ex officio in the Circuit Court of the Second Circuit on August 1, 2008, the papers in support, and the records and files herein, it appears that: (1) Appellant is seeking to set aside the July 10, 2008 order dismissing her appeal for nonpayment of the filing fee and default of the record; and (2) Appellant sets forth no discernible reason for this court to set aside the dismissal of the appeal. Therefore,

IT IS HEREBY ORDERED that the Motion of Presentment to Set Aside Default of Record on Appeal Filed on "2008 Jul 10 PM 1:22," is denied.

DATED: Honolulu, Hawai'i, August 13, 2008.

FOR THE COURT:

Aewa Oku Fujise
Associate Judge

