

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NO. 29197

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee,

v.

RONALD HERBERT VIERRA, JR., Defendant-Appellant.

ENL. RIMANDO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2008 AUG 22 AM 7:51

FILED

APPEAL FROM THE DISTRICT COURT OF THE THIRD CIRCUIT
(CASE NO. 3DTC-07-019658 (HILO))

ORDER GRANTING MOTION TO DISMISS APPEAL

(By: Foley, Presiding Judge, Fujise and Leonard, JJ.)

Upon consideration of the Motion to Dismiss Appeal filed by Defendant-Appellant Ronald Herbert Vierra, Jr. (Appellant), the papers in support, and the records and files herein, it appears that: (1) Appellant wishes to dismiss his appeal; and (2) as required by Rule 42(c) of the Hawaii Rules of Appellate Procedure, Appellant's declaration in support of the motion to dismiss shows that Appellant understands the consequences of dismissing his appeal and that the dismissal is voluntary. Therefore,

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

DATED: Honolulu, Hawaii, August 22, 2008.

Daniel R. Foley
Presiding Judge

Auanokū Fujise
Associate Judge

[Signature]
Associate Judge