

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NO. 29241

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

JOHN DOE, Plaintiff-Appellant, v.  
JANE DOE, Defendant-Appellee

APPEAL FROM THE FAMILY COURT OF THE SECOND CIRCUIT  
(FC-P NO. 02-1-0281)

K. HAMAKAHO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2008 DEC -3 AM 11:06

FILED

ORDER DISMISSING APPEAL PURSUANT TO HRAP RULE 30  
(By: Foley, Presiding Judge, Fujise and Leonard, JJ.)

Upon review of the record, it appears that: (1) on July 7, 2008, Plaintiff-Appellant John Doe (Appellant) filed a notice of appeal; (2) on September 5, 2008, the appellate clerk filed a notice of entering case on calendar and notified Appellant the statement of jurisdiction was due on September 15, 2008 and the opening brief was due on October 15, 2008; (3) on October 31, 2008, the appellate clerk informed Appellant: (a) the time for filing the opening brief expired; (b) the matter would be called to the attention of the court on November 7, 2008 for such action as the court deemed proper; and (c) the appeal may be dismissed pursuant to HRAP Rule 30; and (4) Appellant did not file 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, Hawaii, December 3, 2008.

*Daniel R. Foley*  
Presiding Judge

*Anna O. Fujise*  
Associate Judge

*[Signature]*  
Associate Judge