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STATE OF HAWAI'I
FILED

NO. 29373

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

GERALD PATRICK DURKAN, Plaintiff-Appellee/Cross-Appellant, v.
SUSAN LYNN DURKAN, Defendant-Appellant/Cross-Appellee

APPEAL FROM THE FAMILY COURT OF THE SECOND CIRCUIT
(FC-D NO. 07-1-0190)

ORDER GRANTING MOTION TO DISMISS CROSS-APPEAL
(By: Foley, Presiding Judge, Fujise and Leonard, JJ.)

Upon consideration of Plaintiff-Appellee/Cross-Appellant Gerald Patrick Durkan's Motion to Dismiss Cross-Appeal, the papers in support, and the records and files herein,

IT IS HEREBY ORDERED that the Motion to Dismiss Cross-Appeal is granted, and the cross-appeal is dismissed. The appeal taken by Defendant-Appellant/Cross-Appellee Susan Lynn Durkan remains pending.

DATED: Honolulu, Hawai'i, April 7, 2009.

Daniel R. Foley
Presiding Judge

Associate Judge

Associate Judge