

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NO. 29899

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

STATE OF HAWAII,
Plaintiff-Appellant,

v.

GRACE AKAHI, also known as AKAHI WAHINE,
VANESSA FIMBRES, TANYA KAAHANUI,
TERRY KAAHANUI, WAYNE NUNES, and
WAYNETTE NUNES, also known as RAYNETTE NUNES,
Defendants-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CR. NO. 08-1-1487)

ORDER APPROVING THE
STIPULATION FOR DISMISSAL OF APPEAL
(By: Foley, J., for the court¹)

Upon consideration of the Stipulation for Dismissal of Appeal, the papers in support, and the records and files herein, it appears that: (1) on June 18, 2009, Plaintiff-Appellant State of Hawaii filed a notice of appeal; and (2) the parties are now stipulating to dismiss the State's appeal with each party to bear its own costs and fees. Therefore,

¹ Considered by: Watanabe, Acting C.J., Foley and Nakamura, JJ.

JEANNE K. KIMOTO
CLERK, APPELLATE COURTS
STATE OF HAWAII

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FILED

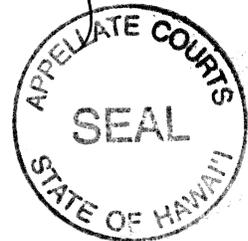
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IT IS HEREBY ORDERED that the stipulation for dismissal of the appeal is approved, and the appeal is dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, September 1, 2009.

FOR THE COURT:


Associate Judge



George A. Burke, for
Tanya Kaahanui, Defendant-Appellee

Louis M. Ching, for
Terry Kaahanui, Defendant-Appellee

William M. Domingo, for
Waynette Nunes, Defendant-Appellee

Venetia K. Carpenter-Asui, for
Venessa Fimbres, Defendant-Appellee

John Y.U. Choi, for
Wayne Nunes, Defendant-Appellee

David A. Sereno, for
Grace Akahi, Defendant-Appellee

Mark K. Miyahira, for
State of Hawai'i, Plaintiff-Appellant