

NO. 27076

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

OFFICE OF HAWAIIAN AFFAIRS, TRUSTEES OF THE OFFICE OF HAWAIIAN  
AFFAIRS, Plaintiffs/Appellants,

vs.

STATE OF HAWAI'I, Defendant/Appellee.

APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 03-1-1505-07)

2005 MAY 20 AM 8:16  
NORMA I. YARA  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2005 MAY 20 AM 8:16

FILED

ORDER DENYING MOTION OF STATE OF HAWAI'I TO  
DISMISS APPEAL FOR LACK OF APPELLATE JURISDICTION

(By: Moon, C.J., Levinson, Nakayama, Acoba, JJ., and Circuit  
Judge Hara, in place of Duffy, J., recused)

Upon consideration of Defendant-Appellee State of  
Hawai'i's motion to dismiss appeal for lack of appellate  
jurisdiction, the papers in support and opposition, and the  
records and files herein,

IT IS HEREBY ORDERED that the motion to dismiss is  
denied. The parties shall address the issue of jurisdiction in  
their respective briefs.

DATED: Honolulu, Hawai'i, May 20, 2005.

Dorothy Sellers,  
deputy attorney general,  
for defendant/appellee



Christopher J. Cole  
(McCorriston Miller Mukai  
MacKinnon), for plaintiffs/  
appellants on the  
opposition

