

NO. 27407

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

THE SIERRA CLUB, a California non-profit corporation registered to do business in the State of Hawai'i; MAUI TOMORROW, INC., a Hawai'i non-profit corporation; and the KAHULUI HARBOR COALITION, an unincorporated association, Plaintiffs-Appellants

vs.

THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF HAWAI'I; BARRY FUKUNAGA, in his capacity as Director of the DEPARTMENT OF TRANSPORTATION OF THE STATE OF HAWAII; MICHAEL FORMBY, in his capacity as Deputy Director for Harbors of the DEPARTMENT OF TRANSPORTATION OF THE STATE OF HAWAI'I; and HAWAII SUPERFERRY, INC., Defendants-Appellees

APPEAL FROM THE SECOND CIRCUIT COURT (CIV. NO. 05-1-0114)

ORDER

(By: Duffy, J. for the court¹)

Upon consideration of the October 9, 2007 papers submitted by Lanny Alan Sinkin, seeking intervention in the above-captioned matter and clarification of the court's August 31, 2007 opinion, it appears that appellate jurisdiction terminated on October 3, 2007 upon entry of the Judgment on Appeal. Therefore,

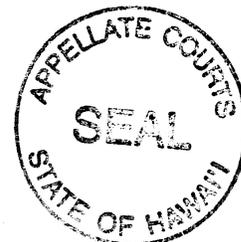
IT IS HEREBY ORDERED that the October 9, 2007 papers are dismissed.

DATED: Honolulu, Hawai'i, October 26, 2007.

FOR THE COURT:

Kana E. Dills, Jr.

Associate Justice



NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

2007 OCT 26 PM 1:54

FILED

¹ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.