

EMERSON
OTENGA
APPELLATE COURTS
STATE OF HAWAII

2005 JUN 22 AM 10:05

FILED

In the Matter of the Amendments
of the
Hawai'i Rules of Court

ORDER AMENDING JUNE 15, 2005 ORDER THAT
AMENDED THE HAWAII RULES OF COURT

(By: Moon, C.J.; Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that paragraph 7 of the June 15, 2005 Order Amending the Hawai'i Rules of Court is amended to read as follows:

7. Rule 45(e) of the Hawai'i Rules of Appellate Procedure is amended as follows:

Rule 45. DUTIES OF APPELLATE CLERKS.

* * *

(e) **Costs and fees to be collected by the appellate clerk. . . .**

1. For copies of any document in any public record:

* * *

(e) audio tapes, electronic copy of any document [~~computer diskette (per hearing or document, in the appellate court's format, if available and appellate court or clerical staff can make the copy)~~]: \$10.00

(2) Parties to a pending case shall not be charged for [~~a~~] the first [paper] copy of the appellate court's order, opinion, judgment or any other item entered in the case by the appellate court, whether provided on paper or electronically.

(3) The appellate clerk shall charge the actual cost of mailing copies of any item, provided that parties to a pending case shall not be charged for the mailing of [~~a~~] the first paper copy of an order, opinion, or other item entered in the case by the appellate court.

* * *

DATED: Honolulu, Hawai'i, June 22, 2005.

[Handwritten signatures]
Steven Levinson
James E. Duffy, Jr.

