

NO. CAAP-11-0000053

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

JASON VICKERY AND CHERIE VICKERY,  
Plaintiffs-Appellants,

v.

DAMON KEY LEONG KUPCHAK HASTERT,  
DAVID McCAULEY, ESQ., JAMESNER A. DUMLAO, ESQ.,  
JOHN DOES 1-20, MARY ROES 1-20, DOE CORPORATIONS  
AND OTHER ENTITIES 1-20, Defendants-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 07-1-000351)

ORDER DISMISSING APPEAL PURSUANT TO HRAP RULE 30  
(By: Nakamura, C.J., Foley and Reifurth, JJ.)

Upon review of the record, it appears that: (1) Plaintiffs-Appellants Jason Vickery and Cherie Vickery (Appellants) filed a notice of appeal on January 26, 2011; (2) the record on appeal was filed on March 18, 2011, and the appellate clerk filed a notice of entering case on calendar informing Appellants that the jurisdictional statement was due on March 28, 2011 and the opening brief was due on April 27, 2011; (3) Appellants did not thereafter file either document; (4) on June 14, 2011, the appellate clerk provided notice to Appellants that: (a) the time to file the jurisdictional statement and the opening brief expired; (b) the matter would be called to the attention of the court on June 21, 2011; and (c) the appeal may be dismissed pursuant to Hawaii Rules of Appellate Procedure (HRAP) Rule 30; and (5) Appellants did not thereafter file the jurisdictional statement or the opening brief, and did not seek relief from default. Therefore,

**NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS OR THE PACIFIC REPORTER**

IT IS HEREBY ORDERED that the appeal is dismissed pursuant to HRAP Rule 30.

DATED: Honolulu, Hawaii, July 13, 2011.

Chief Judge

Associate Judge

Associate Judge