

NO. CAAP-11-0001082

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAI'I

FIRST HAWAIIAN BANK, Plaintiff-Appellee, v.
MYRNA ANNE PUALEHUA KAI, Defendant-Appellant, and
JOHN DOES 1-50, et al., Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO . 10-1-2553)

ORDER GRANTING THE AUGUST 4, 2013
MOTION FOR VOLUNTARY DISMISSAL OF APPEAL
(By: Nakamura, C.J., Leonard and Reifurth, JJ.)

Upon consideration of Defendant-Appellant Myrna Anne Pualehua Kai's (Appellant) August 4, 2013 motion for voluntary dismissal of the appeal, the papers in support, the record, and there being no opposition, it appears that (1) on December 23, 2011, Appellant filed a notice of appeal; (2) on May 27, 2012, Appellant filed a notice of automatic bankruptcy stay; (3) the related bankruptcy proceedings terminated on April 18, 2013; (4) Appellant seeks to dismiss the appeal, pursuant to Hawai'i Rules of Appellate Procedure Rule 42(b); and (5) the parties agree to bear their own appellate costs and fees. Therefore,

NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

IT IS HEREBY ORDERED that the motion to dismiss the appeal is granted and the appeal is dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, August 21, 2013.

Chief Judge

Associate Judge

Associate Judge