

NO. CAAP-13-0000148

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

STATE OF HAWAI'I, Plaintiff-Appellee, v.  
ROBERT SMITH, JR., Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT  
(CR. NO. 12-1-0463)

ORDER APPROVING THE MAY 15, 2013  
STIPULATION FOR DISMISSAL OF APPEAL WITHOUT PREJUDICE  
(By: Nakamura, C.J., Foley and Leonard, JJ.)

Upon consideration of the parties' May 15, 2013  
Stipulation for Dismissal of Appeal Without Prejudice, and the  
record,

IT IS HEREBY ORDERED that the stipulation to dismiss  
the appeal is approved and the appeal is dismissed, pursuant to  
Hawai'i Rules of Appellate Procedure Rule 42(b) and (c). The  
parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, June 5, 2013.

Chief Judge

Associate Judge

Associate Judge