

NO. CAAP-13-0000027

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

RICHARD D. ECKERLE, DANIELA ECKERLE, Plaintiffs-Appellants, v. CARLA A. LAUSTER, as Trustee of the Carla E. Lauster Trust Dated August 25, 2003; STEVEN M. MARKS, SR.; ROBERTA L. BATES; G. DAVID NAHUNIA; KEITH WALTER FITCH-McCONNELL; SYLVIA KAY FITCH-McCONNELL; PAUL MICHAEL TREVITHICK; MARY KATHERINE TREVITHICK; TROY M. TAGUMA; CALVIN B. DETWILER, III, Trustee Under unrecorded Revocable Trust Agreement of Calvin D. Detwiler, III, dated July 19, 2001; SUSAN DETWILER, Trustee Under unrecorded Revocable Trust Agreement of Susan Detwiler, dated July 19, 2001; ARCHIE COX; LAVERNE COX; STEPHEN COX; RENETTA COX; STEVEN E. CUSTODE; KIMBERLY A. CUSTODE; PHYLLIS GLEAN HANNON SELLENS, Trustee of the Phyllis Sellens Trust dated May 30, 1991; ROBERT L. BATES, Trustee of The R.L. Bates Trust dated May 30, 1991; GARY J. PRIES; MELISSA A. PRIES; JOHN HAMPDEN MOORE and BONNIE ALYCE SHANNON-MOORE; MARK VAN PERNIS; GARY W. VANCIL; VAN PERNIS-VANCIL HAWAII CORPORATION, Defendants-Appellees.

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT
(CIVIL NO. 11-1-045K)

ORDER APPROVING THE FEBRUARY 25, 2013
STIPULATION FOR DISMISSAL OF APPEAL
(By: Nakamura, C.J., Foley and Ginoza, JJ.)

Upon review of the parties' February 25, 2013 stipulation to dismiss the appeal with prejudice, the papers in support, and the records and files herein, it appears that the appeal has not been docketed. Therefore,

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

DATED: Honolulu, Hawai'i, March 6, 2013.

Chief Judge

Associate Judge

Associate Judge