NO. CAAP-11-0000598

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

KK LC HOTELS HOLDINGS, a Japan corporation, Plaintiff-Appellee,

V.

HAWAII VIP COUNTRY CLUB, INC. a Hawaii corporation, Defendant-Appellant,

and

HAWAII GOLF KANRI KABUSHIKI KAISHA, a Japan corporation; JAPAN GRAND PRIX (HAWAII), LTD., a Hawaii corporation; MAKENA CLARITAGE LP, a Cayman Islands Exempted Limited Partnership, Defendants-Appellees,

and

JOHN DOES 1-50; JANE DOES 1-50; DOE PARTNERSHIPS 1-50; DOE CORPORATIONS 1-50; DOE ENTITIES 1-50; and DOE GOVERNMENTAL UNITS 1-50, Defendants.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT (CIVIL NO. 10-1-0150)

ORDER APPROVING STIPULATION FOR

<u>DISMISSAL OF APPEAL WITH PREJUDICE</u>

(By: Foley, Presiding Judge, Reifurth and Ginoza, JJ.)

Upon review of the Stipulation for Dismissal of Appeal with Prejudice (Stipulation for Dismissal) filed on December 12, 2012 by the parties hereto, and in consideration of the record and files in this case, it is hereby ordered that the Stipulation for Dismissal is approved and this appeal is dismissed with

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prejudice, each party to bear their own attorneys' fees and costs.

DATED: Honolulu, Hawaii, December 14, 2012.

Presiding Judge

Associate Judge

Associate Judge