

**Electronically Filed
Intermediate Court of Appeals
CAAP-12-0000165
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NO. CAAP-12-0000165

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

CAROL A. ADELKOFF, Plaintiff-Appellee, v.
STEVEN C. KAPLAN, Defendant-Appellant

APPEAL FROM THE FAMILY COURT OF THE THIRD CIRCUIT
(FC-D NO. 04-1-0155K)

ORDER GRANTING THE STIPULATION TO
DISMISS APPEALS FILED ON MARCH 13 AND MAY 22, 2012
(By: Foley, Presiding Judge, Reifurth and Ginoza, JJ.)

Upon consideration of the "Stipulation to Dismiss Appeals Filed on March 13 and May 22, 2012," filed on October 11, 2012 by Defendant-Appellant Steven C. Kaplan (Kaplan), the papers in support, and the records and files herein, it appears that (1) Kaplan and Plaintiff-Appellee Carol A. Adelfkoff (Adelfkoff) stipulate to dismiss Appeal No. CAAP-12-0000165 with prejudice, with each party to bear his or her own fees and costs associated with the appeal; (2) counsels for Kaplan and Adelfkoff have signed the stipulation; (3) the record on appeal has not been filed; and

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

(4) Hawai'i Rules of Appellate Procedure Rule 42(a) provides, "If an appeal has not been docketed, the appeal shall be dismissed upon the filing of a stipulation for dismissal signed by all the parties."

Therefore, IT IS HEREBY ORDERED that Appeal No. CAAP-12-0000165 is dismissed.

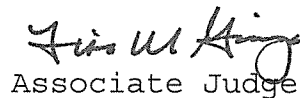
DATED: Honolulu, Hawai'i, October 26, 2012.


Daniel R. Foley

Presiding Judge


Jannum M. Ripek

Associate Judge


F. W. King

Associate Judge