

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-11-0001061  
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NO. CAAP-11-0001061

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

KAHAKULOA ACRES PRIVATE WATER COMPANY, Plaintiff-Appellee,  
v. EDGAR D. KERR, individually; GAIL A. KERR,  
individually; EDGAR D. KERR and GAIL A. KERR, Trustees  
of the Edgar D. Kerr and Gail A. Kerr Revocable Living  
Trust dated August 10, 2010, Defendants-Appellants,  
KAHAKULOA ACRES LIMITED PARTNERSHIP, a Hawaii limited  
partnership; JOHN DOES 1-10; JANE DOES 1-10; DOE  
PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10; and DOE  
ENTITIES 1-10, Defendants-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CIVIL NO. 11-1-0610(1))

ORDER GRANTING DEFENDANTS-APPELLANTS'S  
AUGUST 27, 2012 REQUEST FOR DISMISSAL OF APPEAL  
(By: Fujise, Presiding Judge, Reifurth and Ginoza, JJ.)

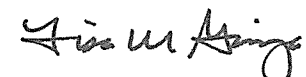
Upon consideration of the motion for dismissal of  
appeal filed by Defendants-Appellants Edgar D. Kerr,  
individually; Gail A. Kerr, individually; Edgar D. Kerr and  
Gail A. Kerr, Trustees of the Edgar D. Kerr and Gail A. Kerr  
Revocable Living Trust dated August 10, 2010 (Appellants), the  
papers in support, the records and files herein, and noting no  
opposition, it appears Appellants seek dismissal of the appeal.

Therefore, IT IS HEREBY ORDERED that the motion for dismissal of appeal is granted, and this appeal is dismissed. The parties shall bear their own appellate attorneys' fees and costs.

DATED: Honolulu, Hawai'i, September 12, 2012.

  
Presiding Judge

  
Associate Judge

  
Associate Judge