

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-13-0000723  
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NO. CAAP-13-0000723

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

KIMO I. JARDIN, Claimant-Appellant,  
v.  
STATE OF HAWAI'I, DEPARTMENT OF TRANSPORTATION,  
Respondent-Appellee, Self-Insured

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD  
(CASE NO. AB 2009-025(K))

ORDER GRANTING CLAIMANT-APPELLANT'S  
MAY 28, 2013 MOTION TO DISMISS THE APPEAL  
(By: Foley, Presiding Judge, Fujise and Reifurth, JJ.)

Upon consideration of the document filed May 28, 2013, by Claimant-Appellant Kimo I. Jardin, pro se, through Gary Jardin as durable power of attorney, which the court will construe as a motion to dismiss the appeal, pursuant to Hawai'i Rules of Appellate Procedure Rule 42(a), where the appeal has not been docketed, the papers in support, and the record,

NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

IT IS HEREBY ORDERED that the motion to dismiss the appeal is granted and the appeal is dismissed. The parties shall bear their own appellate costs and fees. All other pending motions are denied as moot.

DATED: Honolulu, Hawai'i, June 7, 2013.

  
Presiding Judge

  
Associate Judge

  
Associate Judge