

NO. CAAP-15-0000540

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

STATE OF HAWAI'I, Plaintiff-Appellee, v.  
MALCOLM L. PACHECO, Defendant-Appellant

APPEAL FROM THE DISTRICT COURT OF THE THIRD CIRCUIT  
(CASE NO. 3DCW-14-01184)

ORDER APPROVING THE NOVEMBER 19, 2015  
"STIPULATION FOR DISMISSAL OF APPEAL"  
(By: Nakamura, C.J., Fujise and Reifurth, JJ.)

Upon consideration of the Stipulation for Dismissal of Appeal (Stipulation), filed November 19, 2015, by Defendant-Appellant Malcom L. Pacheco (Appellant), the papers in support, and the record, it appears that (1) the appeal was docketed August 14, 2015; (2) Hawai'i Rules of Appellate Procedure (HRAP) Rule 42(b) authorizes the court to dismiss a docketed appeal upon a stipulation; (3) the parties seek to dismiss this appeal by stipulation; (4) the Stipulation includes Appellant's declaration showing he understands the consequences of voluntary dismissal, consistent with HRAP Rule 42(c).

**NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER**

Therefore, IT IS HEREBY ORDERED that the Stipulation is approved and the appeal is dismissed.

DATED: Honolulu, Hawai'i, December 2, 2015.

Chief Judge

Associate Judge

Associate Judge