

NO. CAAP-15-0000661

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

SAPIGAO CONSTRUCTION, INC., a Hawaii corporation,  
Plaintiff/Counterclaim-Defendant/Appellee,  
v.  
ALLIED PACIFIC BUILDERS, INC. and WILLIE ALICAR,  
Defendants/Counterclaim-Plaintiffs/Appellants,  
and  
DOE DEFENDANTS 1-25, Defendants

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ALLIED PACIFIC BUILDERS, INC., a Hawaii corporation  
and WILLIE ALICAR, Third-Party Plaintiffs/Appellants,  
v.  
FRANCISCO B. SAPIGAO, JR., CHARIZA B. SAPIGAO,  
and RAUL B. SAPIGAO, Third-Party Defendants/Appellees

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 12-1-1689-06)

ORDER APPROVING THE NOVEMBER 30, 2015  
STIPULATION FOR DISMISSAL OF APPEAL WITH PREJUDICE  
(By: Foley, Presiding Judge, Fujise and Ginoza, JJ.)

Upon consideration of the "Stipulation for Dismissal of Appeal *With Prejudice* as to the Notice of Appeal Filed September 9, 2015" (emphasis in original), filed November 30, 2015, by Defendants/Counterclaim-Plaintiffs/Third-Party-Plaintiffs/Appellants Allied Pacific Builders, Inc., and Willie Alicar, the papers in support, and the record, it appears that

**NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER**

(1) the appeal was docketed on November 9, 2015; (2) the parties stipulate to dismiss the appeal with prejudice, pursuant to Hawai'i Rules of Appellate Procedure Rule 42(b); (3) the stipulation is dated and signed by counsel for all parties appearing in the appeal; and (4) the parties agree to bear their own costs and attorneys' fees.

Therefore, IT IS HEREBY ORDERED that the stipulation to dismiss the appeal is approved and the appeal is dismissed. The parties shall bear their own costs and attorneys' fees.

DATED: Honolulu, Hawai'i, December 10, 2015.

Presiding Judge

Associate Judge

Associate Judge