

NO. CAAP-14-0001279

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

EARL ARMSTRONG, Plaintiff-Appellant, v.  
DELTA CONSTRUCTION, Defendant-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 13-1-2322-8 RAN)

ORDER APPROVING THE FEBRUARY 20, 2015  
STIPULATION TO DISMISS APPEAL FILED NOVEMBER 6, 2014  
(By: Leonard, J.)<sup>1</sup>

Upon consideration of the stipulation to dismiss appeal (**Stipulation**) filed by Earl Armstrong, Plaintiff Appellant, through his counsel Charles H. Brower, it appears that this appeal has not been docketed, and that the parties seek to dismiss the appeal pursuant to Rule 42 of the Hawai'i Rules of Appellate Procedure (HRAP).

Therefore, IT IS HEREBY ORDERED that the Stipulation is approved pursuant to HRAP Rule 42(a), and the appeal is

---

<sup>1</sup> Considered by Foley, Presiding Judge, Leonard and Ginoza, JJ.

dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, February 25, 2015.

FOR THE COURT:

Associate Judge