

**Electronically Filed
Supreme Court
SCAP-17-0000035
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SCAP-17-0000035

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

TONY RADMILOVICH and ZDENKA RADMILOVICH,
Plaintiffs-Appellants,

vs.

THE BANK OF NEW YORK MELLON; DANIEL JOHN FRACK;
REBECCA SUE FRACK; MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.; and DOE DEFENDANTS 1-50,
Defendants-Appellees.

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT
(CAAP-17-0000035; CIV. NO. 16-1-172K)

ORDER

(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Upon consideration of the letter dated March 5, 2018 from James J. Bickerton, counsel for Plaintiffs-Appellants Tony and Zdenka Radmilovich, advising the court that the parties have reached a settlement,

IT IS HEREBY ORDERED that, within 60 days of the filing of this order, the parties shall take steps to dismiss this appeal pursuant to Hawai‘i Rules of Appellate Procedure Rule 42 (2016), or notify the court as to why this case should not be dismissed.

IT IS ALSO FURTHER ORDERED that oral argument, currently scheduled for March 15, 2018, at 8:45 a.m. is postponed.

DATED: Honolulu, Hawai'i, March 9, 2018.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

