

NO. CAAP-15-0000404

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAII

CENTRAL MORTGAGE COMPANY, Plaintiff-Appellee, v.
ROGER LOUIS KAY, Defendant-Appellant, and
JOHN DOES 1-50; JANE DOES 1-50;
DOE PARTNERSHIPS 1-50; DOE CORPORATIONS 1-50;
DOE ENTITIES 1-50; and DOE GOVERNMENTAL UNITS 1-50, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT
(CIVIL NO. 13-1-0223)

ORDER APPROVING THE APRIL 6, 2016 STIPULATION FOR DISMISSAL
(By: Nakamura, C.J., Fujise and Leonard, JJ.)

Upon consideration of the "Stipulation for Dismissal as to the Notice of Appeal Filed May 15, 2015" (Stipulation for Dismissal) filed on April 6, 2016, and the record, it appears that: (1) Defendant-Appellant Roger Louis Kay and Plaintiff-Appellee Central Mortgage Company stipulate to dismiss Appeal No. CAAP-15-0000404; (2) the parties' attorneys have signed the Stipulation for Dismissal; (3) the Stipulation for Dismissal provides that the parties are to pay their own costs and

attorney's fees; (4) the appeal has been docketed; (5) no payment is due; and (6) Hawai'i Rules of Appellate Procedure Rule 42(b) provides, "If the parties to a docketed appeal or other proceeding sign and file a stipulation for dismissal, specifying the terms as to payment of costs, and pay whatever fees are due, the case shall be dismissed upon approval of the appellate court[.]"

Therefore, IT IS HEREBY ORDERED that the Stipulation for Dismissal is approved, and Appeal No. CAAP-15-0000404 is dismissed.

DATED: Honolulu, Hawai'i, April 25, 2016.

Chief Judge

Associate Judge

Associate Judge