NO. CAAP-14-0001198

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAIʻI

BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO
BAC HOME LOANS SERVICING, LP, Plaintiff-Appellee,
v.
IAO LOOP PROPERTIES, LLC,
Intervenor-Defendant-Appellant,
and
TIMOTHY HERRICK; KAIINIOKAPUUWAI HERRICK; MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS
NOMINEE FOR COUNTRYWIDE HOME LOANS, INC.; WAILUKU
PARKSIDE ASSOCIATION; 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-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CIVIL NO. 13-1-0349(2))

ORDER APPROVING THE APRIL 27, 2016
STIPULATION FOR DISMISSAL OF APPEAL WITH PREJUDICE
(By: Nakamura, Chief Judge, Fujise and Ginoza, JJ.)

Upon consideration of the "Stipulation for Dismissal of

Appeal With Prejudice as to the Notice of Appeal filed October

20, 2014" (Stipulation For Dismissal), filed on April 27, 2016 by

Plaintiff-Appellee Bank of America, N.A., Successor by Merger to

BAC Home Loans Servicing, LP, through its counsel David B. Rosen

and Intervenor-Defendant-Appellant Iao Loop Properties, LLC,

through its counsel Melodie Aduja, the papers in support, and the record, it appears that (1) the parties stipulate to dismiss the appeal pursuant to Hawaiʻi Rules of Appellate Procedure (HRAP) Rule 42(a), however, the appeal was docketed on December 19, 2014 and therefore the appeal may be dismissed pursuant to HRAP 42(b); (2) the Stipulation For Dismissal is dated and signed by counsel for the parties that have appeared in this appeal; and (3) the parties agree to bear their own costs and attorneys' fees on appeal.

Therefore, IT IS HEREBY ORDERED that the Stipulation For Dismissal is approved and the appeal is dismissed with prejudice. The parties shall bear their own costs and attorneys' fees on appeal.

DATED: Honolulu, Hawaiʻi, May 4, 2016.

Chief Judge

Associate Judge

Associate Judge