

NO. CAAP-16-0000063

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

MIDLAND FUNDING LLC, Plaintiff-Appellee, v.  
RAY GUEVARA, Defendant-Appellant

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT  
(CASE NO. 1RC15-1-1472)

ORDER DISMISSING THE APPEAL PURSUANT TO HRAP RULE 11(b) and (c)  
(By: Foley, Presiding Judge, Leonard and Ginoza, JJ.)

Upon review of the record, it appears that:

(1) On January 29, 2016, Defendant-Appellant Ray Guevara (**Appellant**), pro se, filed a notice of appeal.<sup>1</sup> The record on appeal was due on March 29, 2016.

(2) On April 14, 2016, the appellate clerk notified Appellant that the deadline to file the record on appeal expired on March 29, 2016; Appellant had not paid the filing and docketing fees; the record on appeal could not be prepared and filed without full payment of all fees or an order allowing Appellant to proceed *in forma pauperis*; the court would be

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<sup>1</sup> The appeal is from an order issued by the Honorable Maura M. Okamoto.

notified of the matter on April 25, 2016, for such action as the court deemed proper, which may include dismissal of the appeal; and Appellant may request relief from default of the record on appeal by motion.

(3) Thereafter, Appellant took no further action in this appeal.

Therefore, IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, May 10, 2016.

Presiding Judge

Associate Judge

Associate Judge