

NO. CAAP-16-0000113

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

THOMAS J. O'CONNELL, Claimant-Appellant,
v.
SCHUMAN AUTOMOTIVE, INC., Employer-Appellee,
and
FIRST FIRE AND CASUALTY INSURANCE OF HAWAII INC, Insurance
Carrier-Appellee

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD
(CASE NO.: AB 2015-328 (2-02-05005))

ORDER
(1) RE RESPONSE TO THE
ORDER TO SHOW CAUSE TO EDMUND L. LEE, JR.;
AND
(2) ORDER GRANTING THE MARCH 24, 2016
WITHDRAWAL OF APPEAL

(By: Foley, Presiding Judge, Leonard and Ginoza, JJ.)

Upon consideration of Edmund L. Lee, Jr.'s (Counsel) March 24, 2016 Response to Order to Show Cause and Withdrawal of Appeal, which the court construes as Counsel's response to the March 24, 2016 order and order to show cause, and Claimant-Appellant Thomas J. O'Connell's (Appellant) motion to dismiss the appeal, the papers in support, the record, and there being no

opposition to the motion to dismiss the appeal: (1) Given Counsel's representation of the circumstances in this appeal, the court will take no further action on the March 24, 2016 order to show cause; (2) the clerk of the Labor and Industrial Relations Appeals Board docketed the appeal on May 18, 2016; (3) Appellant seeks to dismiss the appeal; and (4) Hawai'i Rules of Appellate Procedure Rule 42(b) authorizes the court, upon a motion, to dismiss a docketed appeal.

Therefore, IT IS HEREBY ORDERED that:

(1) The court will take no further action on the March 24, 2016 order and order to show cause.

(2) The motion to dismiss the appeal is granted and the appeal is dismissed.

DATED: Honolulu, Hawai'i, June 2, 2016.

Presiding Judge

Associate Judge

Associate Judge