

NO. CAAP-16-0000725

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAI'I

EY, Plaintiff-Appellee, v.  
DY, Defendant-Appellant

APPEAL FROM THE FAMILY COURT OF THE FIFTH CIRCUIT  
(FC-D NO. 07-1-0098)

ORDER DENYING JANUARY 19, 2017  
HRAP RULE 40 MOTION FOR RECONSIDERATION OF  
JANUARY 12, 2017 ORDER  
DISMISSING APPEAL FOR LACK OF APPELLATE JURISDICTION AND  
DISMISSING AS MOOT ALL PENDING MOTIONS IN CAAP-16-0000725  
(Leonard, Presiding Judge, Reifurth and Ginoza, JJ.)

Upon review of the record of (1) the January 12, 2017 order dismissing appeal for lack of appellate jurisdiction and dismissing as moot all pending motions in CAAP-16-0000725, (2) Defendant-Appellant D.Y.'s (Appellant Husband) January 19, 2017 motion for reconsideration of the January 12, 2017 order pursuant to Rule 40 of the Hawai'i Rules of Appellate Procedure (HRAP), and (3) the record, it appears that we did not overlook or misapprehend any points of law or fact when we entered the January 12, 2017 order that, among other things, dismissed

appellate court case number CAAP-16-0000725 for lack of appellate jurisdiction.

Therefore, IT IS HEREBY ORDERED that Appellant Husband's January 19, 2017 HRAP Rule 40 motion for reconsideration of the January 12, 2017 order dismissing appeal for lack of appellate jurisdiction and dismissing as moot all pending motions in CAAP-16-0000725 is denied.

DATED: Honolulu, Hawai'i, January 30, 2017

Presiding Judge

Associate Judge

Associate Judge