

NO. CAAP-17-0000133

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

GAIL I. DIAS, Plaintiff-Appellant,

v.

STATE OF HAWAII; CHRISTINA KISHIMOTO, IN HER  
OFFICIAL CAPACITY AS SUPERINTENDENT, HAWAII  
STATE DEPARTMENT OF EDUCATION; SUSAN HIROKANE, IN HER  
OFFICIAL CAPACITY AS PRINCIPAL, PEARL CITY ELEMENTARY  
SCHOOL; CARL ARNEMANN, IN HIS OFFICIAL CAPACITY AS  
CLINICAL PSYCHOLOGIST FOR LEEWARD DISTRICT;  
CALVIN KANESHIRO, IN HIS OFFICIAL CAPACITY AS STUDENT  
SERVICES COORDINATOR; MARIE BURGHARDT, IN HER  
OFFICIAL CAPACITY AS DISTRICT EDUCATIONAL SPECIALIST  
FOR THE LEEWARD DISTRICT, Defendants-Appellees,  
and

JOHN and JANE DOES 1-10; DOE PARTNERSHIPS 1-10;  
DOE CORPORATIONS 1-10; and OTHER DOE ENTITIES 1-10,  
Defendants.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 14-1-1939)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that:

(1) On March 2, 2017, Plaintiff-Appellant Gail I. Dias  
(Dias) filed the notice of appeal;

(2) On August 11, 2017, the circuit court clerk filed  
the record on appeal;

(3) On August 14, 2017, the appellate clerk notified the parties that the statement of jurisdiction and opening brief were due on or before August 21, 2017, and September 20, 2017, respectively;

(4) Dias did not file either document or request an extension of time;

(5) On October 3, 2017, the appellate clerk notified Dias that the time for filing the statement of jurisdiction and opening brief had expired, the matter would be called to the court's attention on October 13, 2017, for appropriate action, which could include dismissal of the appeal, pursuant to Hawai'i Rules of Appellate Procedure Rules 12.1(e) and 30, and Dias may request relief from default by motion; and

(6) Dias took no further action in this appeal.

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

DATED: Honolulu, Hawai'i, February 16, 2018.

Presiding Judge

Associate Judge

Associate Judge