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SCRU-10-0000012

IN THE SUPREME COURT OF THE STATE OF HAWAII

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In the Matter of the  
HAWAII RULES OF APPELLATE PROCEDURE

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ORDER AMENDING RULE 54(c) OF THE  
HAWAII RULES OF APPELLATE PROCEDURE

(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

IT IS HEREBY ORDERED that Rule 54(c) of the Hawaii Rules of Appellate Procedure is amended, effective July 1, 2019, as follows (deleted material is bracketed and stricken; new material is underscored):

**Rule 54. NOTICE OF BANKRUPTCY FILING; RELIEF FROM  
OR TERMINATION OF STAY OF PROCEEDINGS BY  
FEDERAL DISTRICT OR BANKRUPTCY COURT.**

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(c) **Appellate court action during pendency.** The state appellate court shall not consider motions or requests for relief during the pendency of [~~the~~] a bankruptcy. Parties claiming that a bankruptcy stay is not in effect shall file in the state appellate court a certified copy of the order of the federal district or bankruptcy court[~~'s order~~] confirming the absence of a stay, or vacating or

modifying the stay, or otherwise granting permission for the state case to proceed.

DATED: Honolulu, Hawai'i, March 1, 2019.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

