

**Electronically Filed  
Intermediate Court of Appeals  
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NOS. CAAP-20-0000135 AND CAAP-20-0000290

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

CAAP-20-0000135

THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK  
AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF THE CWABS, INC.,  
ASSET-BACKED CERTIFICATES, SERIES 2005-AB4, Plaintiff-Appellee,  
v. KIEL JAMES PATTISON; ASSOCIATION OF APARTMENT OWNERS OF  
ELIMA LANI CONDOMINIUMS; JOHN DOES 1-20; JANE DOES 1-20;  
DOE CORPORATIONS 1-20; DOE ENTITIES 1-20; AND  
DOE GOVERNMENTAL UNITS 1-20, Defendants-Appellants

AND

CAAP-20-0000290

THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK  
AS TRUSTEE FOR THE CERTIFICATEHOLDERS OF THE CWABS, INC.,  
ASSET-BACKED CERTIFICATES, SERIES 2005-AB4, Plaintiff-Appellee,  
v. ASSOCIATION OF APARTMENT OWNERS OF ELIMA LANI CONDOMINIUMS;  
Defendant-Appellant, and KIEL JAMES PATTISON; JOHN DOES 1-20;  
JANE DOES 1-20; DOE CORPORATIONS 1-20; DOE ENTITIES 1-20;  
AND DOE GOVERNMENTAL UNITS 1-20, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT  
(CIVIL NO. 18-1-118K)

ORDER APPROVING STIPULATION FOR DISMISSAL WITH PREJUDICE

(By: Chan, Presiding Judge, Hiraoka and Wadsworth, JJ.)

Upon consideration of the "Stipulation for Dismissal  
With Prejudice as to Defendant-Appellant Association of Apartment  
Owners of Elima Lani Condominiums' Consolidated Appeal"  
(**Stipulation**), filed July 20, 2020, by Defendant-Appellant  
Association of Apartment Owners of Elima Lani Condominiums, the

papers in support, and the record, it appears that (1) the appeal has been docketed; (2) the parties appearing in the appeal stipulate to dismiss the appeal with prejudice and bear their own attorneys' fees and costs; (3) the Stipulation is dated and signed by counsel for all parties appearing in the appeal; and (4) dismissal is authorized by Hawai'i Rules of Appellate Procedure Rule 42(b).

Therefore, IT IS HEREBY ORDERED that the Stipulation is approved and the appeal is dismissed with prejudice. The parties shall bear their own attorneys' fees and costs on appeal.

DATED: Honolulu, Hawai'i, September 23, 2020.

/s/ Derrick H.M. Chan  
Presiding Judge

/s/ Keith K. Hiraoka  
Associate Judge

/s/ Clyde J. Wadsworth  
Associate Judge