

**Electronically Filed
Intermediate Court of Appeals
CAAP-20-000095
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NO. CAAP-20-000095

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

GREEN ENERGY HAWAII LLC, a Hawaii Limited Liability
Company, Plaintiff-Appellant,

v.

SBC ENERGY HAWAII, INC., a Hawaii corporation, its successor
and assigns; STANDARDKESSEL BAUMGARTE CONTRACTING GmbH,
a German limited liability company, its successors and assigns;
SB CONTRACTING GmbH, a German limited liability company, its
successors and assigns; STANDARDKESSEL GmbH, a German limited
liability company, its successors and assigns; STANDARDKESSEL
POWER SYSTEMS HOLDING GmbH, a German limited liability company,
its successors and assigns; EXPAND, B.V., a Dutch private limited
liability company, its successors and assigns; CHARLES LEBBE
BVBA, a Belgian company with limited liability, its successors
and assigns; LEBBE FORESTRY LLC, a Hawaii limited liability
company, its successors and assigns; HEINZ-JOSEF EVERTZ;
FILIP ACKERMAN; FRANCIS COUCKE, GILLES LEBBE, JORG
KLASEN and MARIO SCHARF, Defendants-Appellees,
and
JOHN DOES 1-50; JANE DOES 1-50; and DOE
PARTNERSHIPS, CORPORATIONS, GOVERNMENTAL UNITS or
OTHER ENTITIES 1-50 Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 1CC181000118)

ORDER APPROVING STIPULATION TO DISMISS APPEAL

(By: Ginoza, Chief Judge, Leonard and Wadsworth, JJ.)

Upon consideration of the Stipulation to Dismiss Appeal
(**Stipulation**), filed on August 17, 2021, by Defendants-Appellees

SBC Energy Hawaii, Inc. (**SBC Energy Hawaii**), and Expand, B.V., the papers in support, and the record, it appears that:

(1) the appeal has been docketed;

(2) the parties stipulate to dismiss the appeal with prejudice, that Plaintiff-Appellant Green Energy Hawaii LLC will pay SBC Energy Hawaii \$8,909.51 for its fees and costs in the appeal, and all others will 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 to Dismiss Appeal is approved and the appeal is dismissed.

DATED: Honolulu, Hawai'i, September 20, 2021.

/s/ Lisa M. Ginoza
Chief Judge

/s/ Katherine G. Leonard
Associate Judge

/s/ Clyde J. Wadsworth
Associate Judge