

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-21-0000468  
06-DEC-2021  
10:04 AM  
Dkt. 28 OGMD**

NO. CAAP-21-0000468

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee, v.  
GARY R. GADIENT, Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CASE NOS. 2CPC-21-0000062 and 2CPC-21-0000122)

ORDER GRANTING MOTION TO DISMISS APPEAL

(By: Leonard, Presiding Judge, Wadsworth and Nakasone, JJ.)

Upon review of Defendant-Appellant Gary R. Gadiant's (**Gadiant**) November 8, 2021 Motion to Dismiss Appeal, the papers in support, and the record, it appears that (1) the appeal has been docketed; (2) Gadiant seeks to dismiss the appeal; (3) attached to the motion is Gadiant's declaration showing he understands the consequences of voluntary dismissal, consistent with Hawai'i Rules of Appellate Procedure (**HRAP**) Rule 42(c); and (4) dismissal is authorized by HRAP Rule 42(b) and (c).

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

DATED: Honolulu, Hawai'i, December 6, 2021.

/s/ Katherine G. Leonard  
Presiding Judge

/s/ Clyde J. Wadsworth  
Associate Judge

/s/ Karen T. Nakasone  
Associate Judge