

NO. CAAP-21-0000712

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

HSBC BANK USA, N.A., AS TRUSTEE FOR ELLINGTON LOAN ACQUISITION  
TRUST 2007-2, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-2,  
Plaintiff-Appellant, v. MARC CARLTON MOESSNER;  
DEBRA LYNN MOESSNER; MAUI COLLECTION SERVICE, INC.;  
FIA CARD SERVICES, N.A., Defendants-Appellees, and  
JOHN AND MARY DOES 1-20; DOE PARTNERSHIPS, CORPORATIONS or  
OTHER ENTITIES 1-20, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CASE NO. 2CC161000126)

ORDER APPROVING STIPULATION TO DISMISS APPEAL

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

Upon consideration of the Stipulation for Dismissal of  
Appeal with Prejudice, filed October 11, 2022, by Plaintiff-  
Appellant HSBC Bank USA, N.A., as Trustee for Ellington Loan  
Acquisition Trust 2007-2, Mortgage Pass-Through Certificates,  
Series 2007-2, the papers in support, and the record, it appears  
that: (1) the appeal was docketed on January 14, 2022; (2) the  
parties stipulate to dismiss the appeal with prejudice and bear  
their own attorneys' fees and costs, under Hawai'i Rules of

Appellate Procedure Rule 42(b); and (3) the stipulation is dated and signed by counsel for all parties appearing in the appeal.

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

DATED: Honolulu, Hawai'i, December 15, 2022.

/s/ Keith K. Hiraoka  
Presiding Judge

/s/ Sonja M.P. McCullen  
Associate Judge

/s/ Derrick H.M. Chan  
Associate Judge