Electronically Filed Intermediate Court of Appeals CAAP-22-0000422 09-MAY-2023 07:57 AM Dkt. 42 OAWST

NO. CAAP-22-0000422

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

BIOREM ENVIRONMENTAL, INC., Plaintiff-Appellant, v. LTM CORPORATION; HARTFORD FIRE INSURANCE COMPANY, Defendants-Appellees.

LTM CORPORATION, Defendant-Counterclaimant-Appellee, v.

BIOREM ENVIRONMENTAL, INC.,

Plaintiff-Counterclaim Defendant-Appellant, and

BIOREM INC., and BIOREM TECHNOLOGIES INC.,

Counterclaim Defendants-Appellees.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT (CIVIL NO. 1CC161001357)

ORDER APPROVING STIPULATION TO DISMISS APPEAL (By: Ginoza, Chief Judge, Wadsworth and Chan, JJ.)

Upon consideration of the Joint Stipulation to Dismiss Appeal (Stipulation), filed December 28, 2022, by Plaintiff-Counterclaim Defendant-Appellant Biorem Environmental, Inc., the papers in support, and the record, it appears that: (1) the appeal has been docketed and the filing fees have been paid; (2) the parties stipulate to dismiss the appeal and bear their own attorney's fees and costs; (3) the stipulation is dated and signed by counsel for all appearing parties; and

## NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

(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. The parties shall bear their own attorney's fees and costs on appeal.

DATED: Honolulu, Hawaiʻi, May 9, 2023.

/s/ Lisa M. Ginoza Chief Judge

/s/ Clyde J. Wadsworth Associate Judge

/s/ Derrick H.M. Chan Associate Judge