

NO. CAAP-22-0000692

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee, v.  
DAMIEN PALEKA, Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CASE NO. 2CPC-20-0000579)

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

Upon consideration of the Motion to Dismiss Appeal, filed May 5, 2023 (motion), by Defendant-Appellant Damien Paleka (Paleka), the papers in support, the record, and noting no opposition, it appears that (1) the appeal was docketed on November 15, 2022; (2) Paleka seeks to dismiss the appeal; (3) the motion is supported by Paleka's declaration showing Paleka 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, May 30, 2023.

/s/ Lisa M. Ginoza  
Chief Judge

/s/ Clyde J. Wadsworth  
Associate Judge

/s/ Derrick H.M. Chan  
Associate Judge