NO. CAAP-23-0000131

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI‘I

DWIGHT J. VICENTE, Claimant-Appellant-Appellant, v.
HILO MEDICAL INVESTORS, LTD., dba LIFE CARE CENTER OF HILO,
Employer-Appellee-Appellee, and
AMERICAN HOME ASSURANCE CO.,
Insurance Carrier-Appellee-Appellee, and
GALLAGHER BASSETT, Insurance-Adjuster-Appellee-Appellee

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD
(CASE NO. AB 2015-259(H)(S6); DCD NO. 1-87-00882)

ORDER DISMISSING APPEAL FOR LACK OF JURISDICTION
(By: Leonard, Presiding Judge, Nakasone and McCullen, JJ.)

Upon review of the record, it appears that self-represented Claimant-Appellant-Appellant Dwight J. Vicente (**Vicente**) appeals from a February 24, 2023 Order to Amend Caption (**Caption Order**) entered by the Labor and Industrial Relations Appeals Board (**LIRAB**) in Case No. 2015-259(H)(S6). An aggrieved party may appeal from a final decision and order by the LIRAB directly to this court under Hawaii Revised Statutes (**HRS**) §§ 386-88 (2015) and 91-14 (2012). For purposes of HRS § 91-14(a), "final order" means "an order ending the proceedings, leaving nothing further to be accomplished[;] . . . Consequently, an order is not final if the rights of a party involved remain undetermined or if the matter is retained for further action." Bocalbos v. Kapiolani Med. Ctr. for Women & Child., 89 Hawai‘i 436, 439, 974 P.2d 1026, 1029 (1999) (cleaned up). The court lacks jurisdiction because the Caption Order is

not a final order, and the record on appeal in CAAP-23-0000131 does not appear to otherwise include a final, appealable decision or order by the LIRAB.

Therefore, IT IS HEREBY ORDERED that the appeal is dismissed for lack of jurisdiction.

DATED: Honolulu, Hawaiʻi, August 16, 2023.

/s/ Katherine G. Leonard
Presiding Judge

/s/ Karen T. Nakasone
Associate Judge

/s/ Sonja M.P. McCullen
Associate Judge