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Intermediate Court of Appeals
CAAP-25-0000513
05-NOV-2026
07:54 AM
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NO. CAAP-25-0000513

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAIʻI

ROCKY HERMANNS-RAYMOND, Petitioner-Appellant,
v.
STATE OF HAWAIʻI, Respondent-Appellee.

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CASE NOS. 2CPN-24-0000012; 2CPC-22-0000720)

ORDER DISMISSING APPEAL
(By: Hiraoka, Presiding Judge, Wadsworth and Gluck, JJ.)

Upon review of the record, it appears that:

(a) Self-represented Petitioner-Appellant Rocky Hermanns-Raymond (**Hermanns-Raymond**) appeals from the April 21, 2025 "Court's Findings of Fact, Conclusions of Law, and Order Denying Rule 40 Petition" entered by the Circuit Court of the Second Circuit.

(b) Hermanns-Raymond did not file the statement of jurisdiction or opening brief and has not taken any further action in this appeal. Hermanns-Raymond's address for service of process in this appeal is the Halawa Correctional Facility.

(c) The appellate clerk served Hermanns-Raymond with a copy of the December 30, 2025 order, which was returned to the appellate clerk on January 12, 2026 via U.S. mail with a label stating "Return to Sender[,]" "Attempted – Not Known[,]" and "Unable to Forward[,]" and a checkmark to indicate "Not Here[.]"

(d) The court's September 30, 2026 order instructed Respondent-Appellee State of Hawaiʻi to file a declaration

indicating Hermanns-Raymond's custody status, and his current or last known location and address.

(e) Deputy prosecuting attorney Gerald K. Enriques filed a declaration that stated "[t]o the best of the State's knowledge, Hermanns-Raymond was reported as deceased while in custody at Halawa Correctional Facility on December 19, 2025." The declaration attached a copy of a December 20, 2025 "reporting of a death" from the Director of the State of Hawaiʻi Department of Corrections and Rehabilitation to the Governor, obtained from the department's public website, that indicates "Hermanns-Raymond, Rocky M.K." died on December 19, 2025 at Halawa Correctional Facility.

Therefore, IT IS HEREBY ORDERED that the appeal is dismissed as moot. See State v. Makaila, 79 Hawaiʻi 40, 45 & n.11, 897 P.2d 967, 972 & n.11 (1995).

IT IS FURTHER ORDERED that all pending motions are dismissed.

DATED: Honolulu, Hawaiʻi, November 5, 2026.

/s/ Keith K. Hiraoka
Presiding Judge

/s/ Clyde J. Wadsworth
Associate Judge

/s/ Daniel M. Gluck
Associate Judge