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Intermediate Court of Appeals
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NO. CAAP-26-0000531

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAIʻI

TONG JIN SU, individually and as
Representative of Dae Han Shipping Agency, Inc.,
Plaintiff/Counterclaim Defendant-Appellant,
v.
YOUNGJAE JUNG, SU JIN CHOI, JAMES KIM,INC., HONGTO CO. LTD.,
Defendants-Appellees,
and
DAE HAN SHIPPING AGENCY, INC.,
Defendant/Counterclaimant-Appellee,
and
JOHN DOES 1-10, JANE DOES 1-10, DOE PARTNERSHIPS 1-10, DOE CORPORATIONS 1-10, DOE LIMITED LIABILITY COMPANIES 1-10, DOE ENTITIES 1-10 AND DOE GOVERNMENTAL UNITS 1-10, Defendants.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CASE NO. 1CC181000551)

ORDER DISMISSING APPEAL
(By: Nakasone, Chief Judge, Wadsworth and Gluck, JJ.)

Upon review of the record, it appears that:

(1) The appellate clerk opened this appellate case on July 23, 2026, pursuant to this court's July 22, 2026 order in CAAP-24-0000361 addressing complications arising in that case from a joint notice of appeal among parties whose briefs raised points of error specific to each party, and an amended notice of appeal filed by Plaintiff/Counterclaim Defendant-Appellant herein Tong Jin Su (**Su**), who was not identified as an appellant or filing party in the CAAP-24-0000361 joint notice of appeal;

(2) The July 22, 2026 order in CAAP-24-0000361 required Su to pay the filing fees for the instant appellate case within

fourteen (14) days from the date the appellate clerk opened this appellate case, and cautioned that failure to pay the filing fees may result in Su's appeal being dismissed;

(3) The record on appeal was due on or before September 21, 2026, see Hawaiʻi Rules of Appellate Procedure (**HRAP**) Rule 11(b)(1), but was not filed because Su failed to pay the filing fees or obtain a fee waiver;

(4) On September 22, 2026, the appellate clerk entered a default of the record on appeal, informing Su that the time to docket the appeal had expired, Su had not paid the filing fees or obtained an order allowing Su to proceed on appeal in forma pauperis, the matter would be brought to the court's attention on October 2, 2026, for action that may include dismissal of the appeal, and Su could seek relief from default by motion; and

(5) Su has not taken any further action in response to the default of the record on appeal. An appeal may be dismissed where the record on appeal has not been prepared because the appellant failed to pay the required fees or obtain an order allowing the appellant to proceed in forma pauperis. HRAP Rule 11(b)(2), (c)(2).

Therefore, IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawaiʻi, November 6, 2026.

/s/ Karen T. Nakasone
Chief Judge

/s/ Clyde J. Wadsworth
Associate Judge

/s/ Daniel M. Gluck
Associate Judge