

NO. 28497

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee,
v.
WILLIAM A. CORNELIO, III, Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CRIMINAL NO. 94-0590)

ORDER DISMISSING APPEAL

(By: Recktenwald, C.J., Watanabe and Nakamura, JJ.)

Upon review of the record, it appears that: (1) Defendant-Appellant William A. Cornelio, III, filed a notice of appeal on March 21, 2007; (2) Appellant did not pay the filing fee; (3) on July 2, 2007, the appellate clerk informed Appellant that the record on appeal cannot be filed without payment of the filing fee pursuant to Rule 3(f) of the Hawai'i Rules of Appellate Procedure (HRAP) or an executed motion to proceed in forma pauperis pursuant to HRAP Rule 24 and that the matter would be called to the attention of the court on July 9, 2007 for such action as the court deemed proper, which may include dismissal of the appeal; and (4) Appellant failed to pay the filing fee or submit a motion to proceed in forma pauperis. Therefore,

K. HAMAKADO
CLERK, APPELLATE COURTS
STATE OF HAWAI'I

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FILED

IT IS HEREBY ORDERED that the appeal is dismissed
pursuant to HRAP Rule 24.

DATED: Honolulu, Hawai'i, August 15, 2007.

M. E. McDermott

Chief Judge

Corinne K. A. Watanabe

Associate Judge

Cynthia Nakamura

Associate Judge