

NO. 28285

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee,

v.

JAMES DAVID KALILI, Defendant-Appellant.

NORMA T. YARA  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2007 OCT 24 PM 2:40

FILED

APPEAL FROM THE DISTRICT COURT OF THE THIRD CIRCUIT,  
(CR. NO. C06013328 (KONA))ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that: (1) on November 17, 2006, Defendant-Appellant James David Kalili filed a notice of appeal; (2) on May 4, 2007, the appellate clerk filed a notice of entering case on calendar and notified Appellant the statement of jurisdiction was due on May 14, 2007 and the opening brief was due on June 15, 2007; (3) on June 19, 2007, the court granted Appellant an extension of time to file the statement of jurisdiction; (4) Appellant filed the statement of jurisdiction on June 19, 2007; (5) the court granted Appellant an extension of time to file the opening brief, but he did not file the brief; (6) on August 9, 2007, the appellate clerk informed Appellant: (a) the time for filing the opening brief expired; (b) the matter would be called to the attention of the court on September 18, 2007 for such action as the court deemed proper; and (c) the appeal may be dismissed pursuant to HRAP Rule 30; (7) Appellant

did not file the opening brief or seek relief from default.  
Therefore,

IT IS HEREBY ORDERED that the appeal is dismissed  
pursuant to HRAP Rule 30.

DATED: Honolulu, Hawai'i, October 24, 2007.

*Moni Reed*

Chief Judge

*Corinne K. O. Watanabe*

Associate Judge

*Craig W. Nakamura*

Associate Judge