

NO. 28580

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

STATE OF HAWAI'I, Plaintiff-Appellee,
v.

FRANK J. SANTIAGO, Defendant-Appellant.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CR. NO. 01-1-2230)

ORDER DISMISSING APPEAL

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

Upon review of the record, it appears that: (1) Defendant-Appellant Frank J. Santiago, proceeding pro se, filed a notice of appeal on June 7, 2007; (2) on August 6, 2007, the appellate clerk informed Appellant that the jurisdictional statement was due on August 16, 2007, and the opening brief was due on September 15, 2007; (3) Appellant filed the jurisdictional statement, but he did not file the opening brief; (4) on September 24, 2007, the appellate clerk informed Appellant: (a) the time to file the opening brief expired; (b) the matter would be brought to the attention of the court on October 1, 2007 for such action as the court deems proper; and (c) the appeal may be dismissed pursuant to HRAP Rule 30; (5) Appellant did not file the opening brief or otherwise respond to the notice of default.

SHIMAMOTO
CLERK, APPELLATE COURTS
STATE OF HAWAII

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FILED

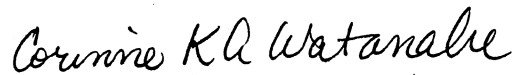
Therefore,

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

DATED: Honolulu, Hawai'i, October 29, 2007.



Chief Judge



Associate Judge



Associate Judge