

*** NOT FOR PUBLICATION ***

NO. 27084

IN THE SUPREME COURT OF THE STATE OF HAWAII

EMERILINDO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2005 JUN - 6 PM 2:00

FILED

STATE OF HAWAII, Plaintiff-Appellee

vs.

VALARIE LEHUANANI AQUINO, Defendant-Appellant

APPEAL FROM THE DISTRICT COURT OF THE SECOND CIRCUIT
(CIT. NO. 0939250MM)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon review of the record, it appears that this court informed Appellant by letter dated April 8, 2005 that the time for filing the statement of jurisdiction expired on March 24, 2005 and by letter dated May 13, 2005 that the time for filing the opening brief expired on April 23, 2005 and that, pursuant to Rule 30 of the Hawai'i Rules of Appellate Procedure, the matter would be called to the attention of the court for such action as the court deemed proper including dismissal of the appeal. Appellant having failed to respond to said letter or to otherwise oppose dismissal,

IT IS HEREBY ORDERED that the appeal is dismissed.

DATED: Honolulu, Hawai'i, June 6, 2005.

Kamoa E. Duffy, Jr.