

*** NOT FOR PUBLICATION ***

NO. 27186

IN THE SUPREME COURT OF THE STATE OF HAWAII

EUGENE L. SABIDO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2005 JUL 15 AM 9:21

FILED

ERIC AARON LIGHTER, Individually and as Owner of the Claims of Integrity Five Trust and Credit Bureau International Trust
Appellant-Appellant,

vs.

CHRISTOPHER J. YUEN, Planning Director, County of Hawai'i,
Appellee-Appellee.

APPEAL FROM THE THIRD CIRCUIT COURT, HILO DIVISION
(CIV. NO. 04-1-0224)

ORDER DISMISSING APPEAL
(By: Nakayama, J. for the court¹)

Upon review of the record, it appears that judgment has not been entered on the circuit court's February 24, 2005 decision and order. Thus, this appeal is premature and we lack jurisdiction. See HRCPC 72(k) and 58; Jenkins v. Cades Schutte Fleming & Wright, 76 Hawai'i 115, 869 P.2d 1334 (1994).

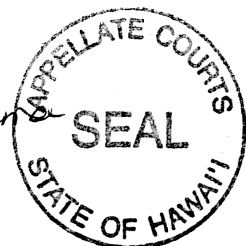
Therefore,

IT IS HEREBY ORDERED that this appeal is dismissed for lack of appellate jurisdiction.

DATED: Honolulu, Hawai'i, July 15, 2005.

FOR THE COURT:

Aimee A. Nakayama
Associate Justice



¹Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.