

NO. 28216

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

WOLFGANG EISERMANN, Plaintiff-Appellant,  
v.  
DONALD L. WILKERSON, Defendant-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CV. NO. 00-1-0526)

E. M. RINANDO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2007 FEB - 8 AM 8:31

FILED

ORDER DENYING PLAINTIFF-APPELLANT WOLFGANG EISERMANN'S  
FEBRUARY 5, 2007 MOTION FOR RECONSIDERATION  
(By: Burns, C.J., Lim and Foley, JJ.)

Upon review of (1) the January 19, 2007 order dismissing the appeal in appellate court case number 28216 for lack of jurisdiction, (2) Plaintiff-Appellant Wolfgang Eisermann's (Appellant Eisermann) February 5, 2007 motion for reconsideration of the January 19, 2007 dismissal order pursuant to Rule 40 of the Hawai'i Rules of Appellate Procedure (HRAP), and (3) the record,

IT IS HEREBY ORDERED that Appellant Eisermann's February 5, 2007 HRAP Rule 40 motion for reconsideration of the January 19, 2007 dismissal order is denied.

DATED: Honolulu, Hawai'i, February 8, 2007.

*James S. Burns*  
Chief Judge

*[Signature]*  
Associate Judge  
*Daniel R. Foley*  
Associate Judge