

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-15-0000708  
13-JAN-2016  
08:16 AM**

NO. CAAP-15-0000708

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellant, v.  
IOANE J. TEVES, Defendant-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CR. NO. 14-1-0910(2))

ORDER GRANTING THE JANUARY 8, 2016  
MOTION TO WITHDRAW NOTICE OF APPEAL

(By: Foley, Presiding Judge, Leonard and Ginoza, JJ.)

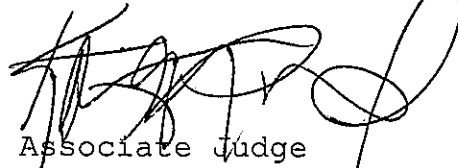
Upon consideration of Plaintiff-Appellant State of Hawaii's (Appellant) January 8, 2016 Motion to Withdraw Notice of Appeal (Motion), which the court construes as a motion to dismiss the appeal, pursuant to Hawaii Rules of Appellate Procedure (HRAP) Rule 42(b), Defendant-Appellee Ioane J. Teves' January 8, 2016 Statement of No Objection to the Motion, the papers in support, and the record, it appears that (1) the appeal was docketed on November 30, 2015; (2) Appellant seeks to dismiss the appeal because it decided not to pursue the appeal; and (3) HRAP Rule 42(b) authorizes the court to dismiss a docketed appeal upon a motion.

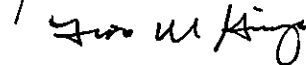
NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

Therefore, IT IS HEREBY ORDERED that the Motion is granted and the appeal is dismissed.

DATED: Honolulu, Hawai'i, January 13, 2016.

  
Daniel R. Foley  
Presiding Judge

  
Associate Judge

  
Associate Judge