IN THE SUPREME COURT OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee

VS.

SHANE EDRALIN, Defendant-Appellant

APPEAL FROM THE FIRST CIRCUIT COURT (CR. NO. 97-1433)

ORDER

(By: Nakayama, J.)

Upon consideration of the agreement to dismiss appellate proceedings and the record herein,

 $\,$ IT IS HEREBY ORDERED that the agreement is approved and the appeal is dismissed.

DATED: Honolulu, Hawaii, October 16, 2001.

Associate Justice

Jeffrey T. Arakaki for defendant-appellant and Alexa D.M. Fujise for plaintiff-appellee on the agreement