

NO. 25213

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

SIBI NAPEAHI, Plaintiff-Appellee

vs.

MOSES K. NAPEAHI, Defendant-Appellant

APPEAL FROM THE FAMILY COURT OF THE THIRD CIRCUIT
(FC-D NO. 00-1-0192)

ORDER DISMISSING APPEAL

(By: Moon, C.J., Levinson, Nakayama, and Acoba, JJ.
and Circuit Judge Marks, assigned by reason of vacancy)

Upon review of the record, it appears that this court informed Appellant by letter dated February 4, 2003 that the time for filing the opening brief expired on January 24, 2003 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, March 5, 2003.