

*** NOT FOR PUBLICATION ***

NO. 27131

IN THE SUPREME COURT OF THE STATE OF HAWAII

JAMES J. HINES, Plaintiff-Appellee,

vs.

KIMBERLY K. HINES, Defendant-Appellant.

EUGENE L. SABADO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2005 JUL 15 AM 9:20

FILED

APPEAL FROM THE FAMILY COURT OF THE FIRST CIRCUIT
(FC-D NO. 03-1-3701)

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

Upon review of the record, it appears that a final decree on the complaint for divorce has not yet been entered in FC-D No. 03-1-3701. The February 3, 2005 orders are orders granting and denying pre-decree relief that did not finally end the proceeding on the complaint for divorce. The February 3, 2005 orders are not appealable final orders and the appeal of the orders is premature. Thus, we lack jurisdiction over this appeal. See HRS § 641-1(a). Therefore,

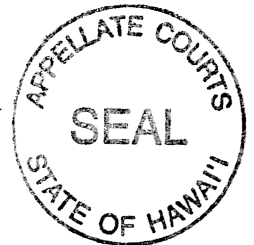
IT IS HEREBY ORDERED that this appeal is dismissed for lack of appellate jurisdiction.

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

FOR THE COURT:

Diana A. Nakayama

Associate Justice



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