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NO. CAAP-11-0000418

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

ERNEST W. BARREIRA, Appellant-Appellant, v. JUDICIARY, STATE OF HAWAI'I, Appellee-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT (CIVIL NO. 10-1-0961)

ORDER APPROVING STIPULATION TO

<u>DISMISS APPEAL FILED ON MAY 23, 2011 WITH PREJUDICE</u>

(By: Nakamura, C.J, Foley and Fujise, JJ.)

Upon consideration of the Stipulation to Dismiss Appeal filed on May 23, 2011 With Prejudice and the records and files herein, it appears that Appellant Ernest W. Barreira and Appellee Judiciary, State of Hawai'i, have agreed to dismiss this appeal with the parties to bear their own costs and fees. Therefore,

IT IS HEREBY ORDERED that the stipulation to dismiss the appeal is approved, and this appeal is dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, July 12, 2011.

Chief Judge

Associate Judge

Cray W. Mekenner

Associate Judge