

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

Worley v. Jacob Jr.

Worley · No. CAAP-26-0000317 · Decided June 19, 2026

SUMMARY

The Intermediate Court of Appeals of Hawai‘i granted Respondent-Appellant John William Jacob Jr.'s motion to dismiss his own appeal under Hawai‘i Rules of Appellate Procedure Rule 42(b). The court dismissed the appeal and all pending motions, with each party bearing its own attorneys’ fees and costs on appeal.

CASE DETAILS

COURT	Intermediate Court of Appeals of the State of Hawai‘i
WRITING FOR THE COURT	Karen T. Nakasone; Clyde J. Wadsworth; Daniel M. Gluck
JURISDICTION	Intermediate Court of Appeals of the State of Hawai‘i
DECIDED	June 19, 2026
DOCKET	CAAP-26-0000317
DISPOSITION	dismissed
PROCEDURAL POSTURE	Respondent-Appellant John William Jacob Jr. moved to dismiss his own docketed appeal. The Intermediate Court of Appeals granted the motion and dismissed the appeal.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	John William Jacob Jr. v. Patrick Worley

TOPICS

- appellate procedure
- civil procedure

PRACTICE AREAS

- appellate procedure
- civil procedure

QUESTIONS PRESENTED

1. Whether the appellant's unopposed motion to dismiss his own docketed appeal should be granted under Hawai‘i Rules of Appellate Procedure Rule 42(b).

HOLDINGS

1. A docketed appeal may be dismissed under Hawai‘i Rules of Appellate Procedure Rule 42(b) where the appellant seeks dismissal of his own appeal and there is no opposition; the court granted the motion and dismissed the appeal.

KEY QUOTATIONS

“Therefore, IT IS HEREBY ORDERED that the motion is granted and the appeal is dismissed.” (1)

“Each party shall bear its own attorneys' fees and costs on appeal.” (1)

FACTUAL BACKGROUND

John William Jacob Jr. filed an appeal from the District Court of the First Circuit, ‘Ewa Division. After the appeal was docketed, Jacob sought dismissal of his own appeal, no party opposed the motion, and no other parties had appeared in the appeal.

PROCEDURAL HISTORY

The appeal arose from the District Court of the First Circuit, ‘Ewa Division. After the appeal was docketed, Jacob moved to dismiss it; no opposition was filed and no other parties had appeared.

DISPOSITION

dismissed

OPINION

PER CURIAM.

NOT FOR PUBLICATION IN WEST'S HAWAI I REPORTS AND PACIFIC REPORTER
Electronically Filed Intermediate Court of Appeals CAAP-XX-XXXXXXX 19-JUN-2026 09:13
AM Dkt. 28 OGMD NO. CAAP-XX-XXXXXXX IN THE INTERMEDIATE COURT OF
APPEALS OF THE STATE OF HAWAI I PATRICK WORLEY, Petitioner-Appellee, v. JOHN
WILLIAM JACOB JR., Respondent-Appellant. APPEAL FROM THE DISTRICT COURT OF
THE FIRST CIRCUIT EWA DIVISION (CASE NO. 1DSS-XX-XXXXXXX) ORDER
GRANTING MOTION TO DISMISS APPEAL (By: Nakasone, Chief Judge, Wadsworth and
Gluck, JJ.)

Upon consideration of self-represented Respondent- Appellant John William Jacob Jr.'s (Jacob) May 1, 2026 Motion to Dismiss Appeal, the papers in support, the record, and there being no opposition, it appears that: (1) the appeal has been docketed; (2) Jacob seeks to dismiss his own appeal; (3) no other parties have appeared in the appeal; and (4) dismissal is authorized by Hawai i Rules of Appellate Procedure Rule 42(b).

Therefore, IT IS HEREBY ORDERED that the motion is granted and the appeal is dismissed. Each party shall bear its own attorneys' fees and costs on appeal. NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER IT IS FURTHER ORDERED that all pending motions are dismissed. DATED: Honolulu, Hawaii, June 19, 2026. /s/ Karen T. Nakasone Chief Judge /s/ Clyde J. Wadsworth Associate Judge /s/ Daniel M. Gluck Associate Judge 2

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