

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

Mendez v. Sage

Mendez · No. CAAP-XX-XXXXXXX · Decided June 26, 2026

SUMMARY

The Intermediate Court of Appeals of Hawai‘i dismissed Jonathan A. Sage's appeal from a Family Court of the Third Circuit matter. The court found that Sage failed to file the required statement of jurisdiction and opening brief, did not seek extensions, and took no further action after receiving a default notice. The dismissal was ordered under Hawai‘i Rules of Appellate Procedure Rules 12.1(e) and 30.

CASE DETAILS

COURT	Intermediate Court of Appeals of the State of Hawai‘i
WRITING FOR THE COURT	Karen T. Nakasone, Chief Judge; Clyde J. Wadsworth, Associate Judge; Daniel M. Gluck, Associate Judge
JURISDICTION	Intermediate Court of Appeals of Hawai‘i
DECIDED	June 26, 2026
DOCKET	CAAP-XX-XXXXXXX
DISPOSITION	dismissed
PROCEDURAL POSTURE	Respondent-Appellant appealed from a Family Court of the Third Circuit matter. After Sage failed to file the statement of jurisdiction and opening brief, the Intermediate Court of Appeals dismissed the appeal.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Jonathan A. Sage v. Claudia E. Mendez

TOPICS

- appellate procedure
- family law procedure
- civil procedure

PRACTICE AREAS

- appellate procedure
- family law procedure
- family law

QUESTIONS PRESENTED

1. Whether the appeal should be dismissed because the appellant failed to file the required statement of jurisdiction and opening brief and failed to seek relief from default.

HOLDINGS

1. An appeal may be dismissed when the appellant fails to file the required statement of jurisdiction and opening brief by the deadlines, does not request an extension, and takes no action after receiving notice of default and the possibility of dismissal.

KEY QUOTATIONS

“Therefore, IT IS HEREBY ORDERED that the appeal is dismissed.” (2)

FACTUAL BACKGROUND

The appeal was subject to deadlines for filing a statement of jurisdiction and an opening brief. Self-represented appellant Jonathan A. Sage failed to file either document, request an extension, or take further action after the clerk issued a default notice.

PROCEDURAL HISTORY

The statement of jurisdiction and opening brief were due on February 20, 2026, and March 23, 2026, respectively. Sage filed neither document and did not request an extension. After the appellate clerk issued a default notice and advised that dismissal could result under Hawai‘i Rules of Appellate Procedure Rules 12.1(e) and 30, Sage took no further action, and the court dismissed the appeal.

DISPOSITION

dismissed

OPINION

Mendez v. Sage

PER CURIAM.

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Electronically Filed Intermediate Court of Appeals

CAAP-XX-XXXXXXX

26-JUN-2026

08:15 AM Dkt. 10 ODSD

NO. CAAP-XX-XXXXXXX

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI‘I

CLAUDIA E. MENDEZ, Petitioner-Appellee, v. JONATHAN A. SAGE, Respondent-Appellant.

APPEAL FROM THE FAMILY COURT OF THE THIRD CIRCUIT

(CASE NO. 3FDA-XX-XXXXXXX)

ORDER DISMISSING APPEAL

(By: Nakasone, Chief Judge, Wadsworth and Gluck, JJ.) Upon review of the record, it appears that:

(1) The statement of jurisdiction and opening brief

were due on or before February 20, 2026, and March 23, 2026, respectively;

(2) Self-represented Respondent-Appellant Jonathan A.

Sage (Sage) failed to file either document or request an extension of time;

(3) On April 30, 2026, the appellate clerk entered a

default notice informing Sage that the time for filing the statement of jurisdiction and opening brief had expired, the matter would be called to the court's attention on May 11, 2026,

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for appropriate action, which could include dismissal of the appeal, under Hawai'i Rules of Appellate Procedure Rules 12.1(e) and 30, and Sage could request relief from default by motion; and

(4) Sage has not taken any further action in this

appeal since filing the notice of appeal. Therefore, IT IS HEREBY ORDERED that the appeal is dismissed. DATED: Honolulu, Hawai'i, June 26, 2026. /s/ Karen T. Nakasone Chief Judge /s/ Clyde J. Wadsworth Associate Judge /s/ Daniel M. Gluck Associate Judge 2