

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

State of Hawai‘i v. Moses A. Libero

State v. Libero · No. CAAP-25-0000457 · Decided December 19, 2025

SUMMARY

The Hawai‘i Intermediate Court of Appeals dismissed Moses A. Libero's appeal after he failed to file the statement of jurisdiction and opening brief by the applicable deadlines. The court noted that Libero did not request an extension, respond to the default notice, or take further action, and dismissed the appeal under Hawai‘i Rules of Appellate Procedure Rules 12.1(e) and 30.

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NOT FOR PUBLICATION IN WEST'S HAWAI#I REPORTS AND PACIFIC REPORTER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-DEC-2025 08:20
AM Dkt. 17 ODS NO. CAAP-XX-XXXXXXX IN THE INTERMEDIATE COURT OF
APPEALS OF THE STATE OF HAWAI#I STATE OF HAWAI#I, Plaintiff-Appellee, v. MOSES
A. LIBERO, Defendant-Appellant. APPEAL FROM THE CIRCUIT COURT OF THE THIRD
CIRCUIT (CASE NO. 3CPC-XX-XXXXXXX) ORDER DISMISSING APPEAL (By: Hiraoka,
Presiding Judge, McCullen and Guidry, JJ.)

Upon review of the record, it appears that: (1) The statement of jurisdiction and opening brief were due on August 11, 2025 and September 10, 2025, respectively; (2) Self-represented Defendant-Appellant Moses Angelo Libero (Libero) failed to file either document, or request an extension of time; (3) On September 16, 2025 the appellate clerk entered a default notice informing Libero 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 September 26, 2025 for appropriate action, which could include dismissal of the appeal under Hawai#i Rules of Appellate Procedure Rules 12.1(e) and 30; and Libero could request relief from default by motion; and NOT FOR PUBLICATION IN WEST'S HAWAI#I REPORTS AND PACIFIC REPORTER (4) Libero has not taken any further action in this appeal.

Therefore, IT IS HEREBY ORDERED that the appeal is dismissed. DATED: Honolulu, Hawai#i, December 19, 2025. /s/ Keith K. Hiraoka Presiding Judge /s/ Sonja M.P. McCullen Associate Judge /s/ Kimberly T. Guidry Associate Judge 2