

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

Psak v. Kardash

No. CAAP-XX-XXXXXXX, Intermediate Court of Appeals of the State of Hawai‘i (June 22, 2026)

SUMMARY

The Hawai‘i Intermediate Court of Appeals dismissed Keith Kardash’s appeal from a First Amended Injunction Against Harassment because the notice of appeal was filed more than 30 days after entry of the order. The court held that timely filing is jurisdictional and also dismissed all pending motions.

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 22, 2026                                                                                                                                                                                                                                                                                |
| DOCKET                | CAAP-XX-XXXXXXX                                                                                                                                                                                                                                                                              |
| DISPOSITION           | dismissed                                                                                                                                                                                                                                                                                    |
| PROCEDURAL POSTURE    | Respondent-Appellant appealed from a First Amended Injunction Against Harassment entered by the District Court of the First Circuit, Honolulu Division. The Intermediate Court of Appeals dismissed the appeal for lack of appellate jurisdiction because the notice of appeal was untimely. |
| STANDARD OF REVIEW    | The court reviewed the record to determine whether it had appellate jurisdiction.                                                                                                                                                                                                            |
| PRECEDENTIAL VALUE    | nonprecedential                                                                                                                                                                                                                                                                              |
| PARTIES               | Keith Kardash v. Jerre Psak                                                                                                                                                                                                                                                                  |

TOPICS

- appellate jurisdiction
- appellate procedure
- injunctions
- civil procedure

PRACTICE AREAS

- appellate procedure
- civil procedure
- injunctions

QUESTIONS PRESENTED

1. Whether the appeal should be dismissed because the notice of appeal was filed more than thirty days after entry of the First Amended Injunction Against Harassment.
2. Whether the record showed an extension of time or a timely post-judgment motion that preserved or tolled the appellate filing deadline.

## HOLDINGS

1. Timely filing of a notice of appeal is jurisdictional; because Kardash filed more than thirty days after entry of the First Amended Injunction Against Harassment and no extension or tolling motion appeared in the record, the court lacked appellate jurisdiction.

## KEY QUOTATIONS

*“Compliance with the requirement of timely filing a notice of appeal is jurisdictional.”* (at 2)

## FACTUAL BACKGROUND

The District Court of the First Circuit entered a First Amended Injunction Against Harassment against Keith Kardash on November 1, 2023. Kardash filed his notice of appeal on April 2, 2026, more than thirty days after the order was entered, and the record did not show an extension or a timely post-judgment motion that tolled the deadline.

## PROCEDURAL HISTORY

The district court entered a First Amended Injunction Against Harassment on November 1, 2023. Keith Kardash filed a notice of appeal on April 2, 2026, more than thirty days after entry of the order. The Intermediate Court of Appeals found no extension or tolling post-judgment motion and dismissed the appeal and all pending motions.

## DISPOSITION

dismissed

## CASES CITED

- Grattafiori v. State, 79 Hawai‘i 10, 13, 897 P.2d 937, 940 (1995)

## OPINION

PER CURIAM.

NOT FOR PUBLICATION IN WEST'S HAWAI I REPORTS AND PACIFIC REPORTER  
Electronically Filed Intermediate Court of Appeals CAAP-XX-XXXXXXX 22-JUN-2026 09:07  
AM Dkt. 7 ODSLJ NO. CAAP-XX-XXXXXXX IN THE INTERMEDIATE COURT OF  
APPEALS OF THE STATE OF HAWAI I JERRE PSAK, Petitioner-Appellee, v. KEITH  
KARDASH, Respondent-Appellant. APPEAL FROM THE DISTRICT COURT OF THE FIRST  
CIRCUIT HONOLULU DIVISION (CASE NO. 1DSS-XX-XXXXXXX) ORDER DISMISSING

APPEAL FOR LACK OF APPELLATE JURISDICTION (By: Nakasone, Chief Judge, Wadsworth and Gluck, JJ.)

Upon review of the record, it appears as follows: (1) On April 2, 2026, self-represented Respondent- Appellant Keith Kardash (Kardash) appealed from the November 1, 2023 First Amended Injunction Against Harassment, entered in the District Court of the First Circuit, Honolulu Division; (2) Kardash filed the Notice of Appeal more than 30 days after entry of the First Amended Injunction Against Harassment, which is outside of the deadline set forth in Hawai i Rules of Appellate Procedure (HRAP) Rule 4(a)(1); (3) The record does not indicate that Kardash received an extension of time to appeal under HRAP Rule 4(a)(4), or that the deadline was otherwise tolled by a timely-filed post-judgment motion under HRAP Rule 4(a)(3); and NOT FOR PUBLICATION IN WEST'S HAWAI I REPORTS AND PACIFIC REPORTER (4) Compliance with the requirement of timely filing a notice of appeal is jurisdictional.

Grattafiori v. State, 79 Hawai i 10, 13, 897 P.2d 937, 940 (1995). Therefore, IT IS HEREBY ORDERED that the appeal is dismissed for lack of jurisdiction. IT IS FURTHER ORDERED that all pending motions are dismissed. DATED: Honolulu, Hawai i, June 22, 2026. /s/ Karen T. Nakasone Chief Judge /s/ Clyde J. Wadsworth Associate Judge /s/ Daniel M. Gluck Associate Judge 2