

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

In the Interest of E.M.

In re E.M. · No. CAAP-XX-XXXXXXX · Decided January 2, 2026

SUMMARY

The Hawai‘i Intermediate Court of Appeals approved the parties’ stipulation to dismiss an appeal in a juvenile family-court matter involving E.M. The appeal was dismissed under Hawai‘i Rules of Appellate Procedure Rule 42(b) and (c), after the court noted E.M.’s declaration regarding the consequences of voluntary dismissal.

CASE DETAILS

COURT	Intermediate Court of Appeals of the State of Hawai‘i
WRITING FOR THE COURT	Karen T. Nakasone, Chief Judge; Katherine G. Leonard, Associate Judge; Clyde J. Wadsworth, Associate Judge
JURISDICTION	Hawai‘i Intermediate Court of Appeals
DECIDED	January 2, 2026
DOCKET	CAAP-XX-XXXXXXX
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appeal from the Family Court of the First Circuit; the respondent-appellant stipulated to dismissal after the appeal was docketed.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	E.M., a minor

TOPICS

- appellate procedure
- family law procedure
- family law

PRACTICE AREAS

- appellate procedure
- family law

QUESTIONS PRESENTED

- Whether the court should approve the parties' stipulation to dismiss the docketed appeal under Hawai‘i Rules of Appellate Procedure Rule 42(b) and (c).

HOLDINGS

1. The court approved the stipulation and dismissed the appeal because the appeal had been docketed, the parties stipulated to dismissal, and E.M.'s declaration demonstrated an understanding of the consequences of voluntary dismissal as required by HRAP Rule 42(c).

KEY QUOTATIONS

“Therefore, IT IS HEREBY ORDERED that the Stipulation is approved and the appeal is dismissed, under HRAP Rule 42(b) and (c).”

FACTUAL BACKGROUND

The appeal had been docketed in the Intermediate Court of Appeals. The parties stipulated to dismiss the appeal, and E.M. submitted a declaration indicating that he understood the consequences of voluntary dismissal.

PROCEDURAL HISTORY

E.M., a minor, appealed from the Family Court of the First Circuit. After the appeal was docketed, E.M. filed a stipulation for dismissal supported by a declaration showing an understanding of the consequences of voluntary dismissal. The Intermediate Court of Appeals approved the stipulation and dismissed the appeal.

DISPOSITION

dismissed

OPINION

PER CURIAM.

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AM Dkt. 26 OAWST NO. CAAP-XX-XXXXXXX IN THE INTERMEDIATE COURT OF
APPEALS OF THE STATE OF HAWAII In the Interest of E.M. APPEAL FROM THE FAMILY
COURT OF THE FIRST CIRCUIT (CASE NO. FC-J 0121916) ORDER APPROVING
STIPULATION TO DISMISS APPEAL (By: Nakasone, Chief Judge, Leonard and Wadsworth,
JJ.)

Upon consideration of the Stipulation for Dismissal of the Appeal (Stipulation), filed December 12, 2025, by Respondent- Appellant E.M., a minor, the papers in support, and the record, it appears that (1) the appeal has been docketed; (2) the parties stipulate to dismiss the appeal; and (3) attached to the Stipulation is E.M.'s declaration showing he understands the consequences of voluntary dismissal, consistent with Hawaii Rules of Appellate Procedure (HRAP) Rule 42(c).

Therefore, IT IS HEREBY ORDERED that the Stipulation is approved and the appeal is dismissed, under HRAP Rule 42(b) and (c). DATED: Honolulu, Hawaii, January 2, 2026. /s/

Karen T. Nakasone Chief Judge /s/ Katherine G. Leonard Associate Judge /s/ Clyde J. Wadsworth
Associate Judge

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