

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,) CIVIL NO. 08-00585 JMS/KSC
)
Plaintiff,) ORDER GRANTING JOINT MOTION
) FOR CONDITIONAL DISMISSAL
v.)
)
STATE OF HAWAII, et al.,)
)
Defendants.)
_____)

ORDER GRANTING JOINT MOTION FOR CONDITIONAL DISMISSAL

Pursuant to Fed.R.Civ.P. 41(a)(2), the Joint Motion for Conditional Dismissal Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, filed on December 29, 2008, is GRANTED. The matter is dismissed without prejudice pursuant to the terms of the Settlement Agreement between the United States and the State of Hawaii, attached to the Joint Motion. The Clerk shall administratively terminate the matter. The Court, however, retains jurisdiction to enforce the terms of the Settlement Agreement as set forth in Section VI of the Settlement Agreement

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if the United States determines the proceedings need to be reinstated.

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, December 30, 2008.



/s/ J. Michael Seabright
J. Michael Seabright
United States District Judge

USA v. STATE OF HAWAII, et al.
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