

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

In Case No. 2005-0481, Kerry P. Steckowych v. Gerard Beloin, the court on October 20, 2005, issued the following order:

On September 8, 2005, the defendant was ordered to show cause why this appeal should not be dismissed, because the Hillsborough County Superior Court – North had filed a copy of a notice of decision in this matter, which indicated that the plaintiff’s motion for voluntary non-suit was granted on August 26, 2005. In response, the defendant stated that he seeks to appeal the order of the Hillsborough County Superior Court “that the tapes could not be used in any court of law.” The order attached to the notice of appeal, however, denied the plaintiff’s request for temporary injunctive relief. Hence the order does not specifically enjoin the defendant from taking any action whatsoever.

Consequently, because the underlying matter has been concluded by the non-suit and because the issue purportedly raised by the defendant is not before us in this matter, the appeal is dismissed.

Appeal dismissed.

This order is entered by a single justice (Galway, J.). See Rule 21(7).

**Eileen Fox,
Clerk**

Distribution:

Clerk, Hillsborough County Superior Court North 05-E-0111

Honorable Philip P. Mangones

Mr. Gerard Beloin

Steven M. Gordon, Esquire

Irene Dalbec, Supreme Court

File