

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN MUSCARELLA D/B/A MAIL FOR
YOU,

Appellant,

vs.

NEVADA STATE BANK, A NEVADA
BANKING CORPORATION,

Respondent.

No. 42993

FILED

DEC 22 2004

BY *J. Bell*
CLERK OF SUPREME COURT
DEPUTY CLERK

ORDER DISMISSING APPEAL AS ABANDONED

This is an appeal from a district court order granting summary judgment entered on February 26, 2004. Eighth Judicial District Court, Clark County; Stewart L. Bell, Judge.

On August 13, 2004, the settlement judge filed a report indicating that the parties agreed to a settlement of this appeal. Accordingly, on August 24, 2004, we directed appellant to file a stipulation or motion to dismiss this appeal or otherwise inform this court of the status of this appeal within 30 days. To date, appellant has not responded to our order or otherwise communicated with this court. Accordingly, cause appearing, we dismiss this appeal as abandoned.

It is so ORDERED.

Rose, J.
Rose

Maupin, J.
Maupin

Douglas, J.
Douglas

cc: Hon. Stewart L. Bell, District Judge
Howard Roitman, Settlement Judge
Patti & Sgro
Jolley Urga Wirth Woodbury & Standish
Clark County Clerk