

IN THE SUPREME COURT OF THE STATE OF NEVADA

PROFESSIONAL MORTGAGE
COMPANY,

Appellant,

vs.

NEIMAN MARCUS,

Respondent.

No. 42994

FILED

SEP 03 2004

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL AS ABANDONED

This is an appeal from a "Judgment Against Garnishee Defendant," entered by the district court on January 30, 2004. Eighth Judicial District Court, Clark County; Valerie Adair, Judge.

On May 17, 2004, the settlement judge filed a report indicating that the parties had agreed to a settlement of this appeal. Accordingly, on May 28, 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.

Becker
_____, J.
Becker

Agosti
_____, J.
Agosti

Gibbons
_____, J.
Gibbons

cc: Hon. Valerie Adair, District Judge
Howard Roitman, Settlement Judge
Jones Vargas/Las Vegas
Muije & Varricchio
Clark County Clerk