## IN THE SUPREME COURT OF THE STATE OF NEVADA

PEPSI COLA,

Appellant,

VS.

ANDREY MOTSNY,

Respondent.

No. 52345

APR 2 8 2009

TRACIE II, LINDEMAN CLERK OF SUPREME COURT BY DEPUTY CLERK

## ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT TRACIE K. LINDEMAN

BY: Thoms H. Her

cc: Chief Judge, Eighth Judicial District
Hon. James A. Brennan, Senior Judge
Lester H. Berkson, Settlement Judge
Santoro, Driggs, Walch, Kearney, Holley & Thompson
Diaz & Galt, LLC
Eighth District Court Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER

(O)-1947 **(O)** 

09-10553