

IN THE SUPREME COURT OF THE STATE OF NEVADA

BERNADETTE BOKA,

Appellant,

vs.

JON BOKA,

Respondent.

No. 37507

FILED

DEC 06 2001

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

BERNADETTE BOKA,

Appellant,

vs.

JON BOKA,

Respondent.

No. 37840

ORDER DISMISSING APPEALS

On May 22, 2001, the parties filed a stipulation to dismiss these appeals. The stipulation provided that these appeals shall be "remanded to district court to enter a new order in accordance with the settlement of the parties." Because the parties had not complied with the procedures for remand set forth in Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978), we entered an order directing appellant to provide this court with an order of the district court certifying its inclination to grant the parties' requested relief.

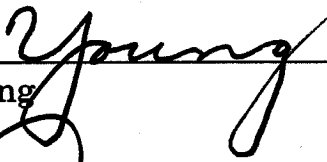
On August 29, 2001, respondent filed in this court a "Motion to Treat Copy as Original and That Matter be Remanded for Entry of an Amended Judgment." Attached to this motion is a copy of a document entitled "Stipulation and Request for Remand." The first portion of the stipulation and request is signed by both parties' counsel and states that the parties stipulate "that this matter be remanded to the District Court for entry of an amended judgment pursuant to a stipulated settlement between the parties." The second portion of the document is signed by the district court judge and states, "BASED upon the foregoing, and good cause appearing; IT IS HEREBY REQUESTED that the matter of Bernadette Boka v. Jon Boka, District Court Case Number D248866 be

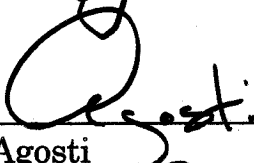
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remanded to the District Court for entry of a final judgment and dismissal based upon a stipulated settlement between the parties.” We conclude that this document constitutes a certification by the district court that upon remand it is inclined to grant the parties’ requested relief and enter an amended judgment. See Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978).

Accordingly, cause appearing, we grant respondent's motion and approve the parties’ stipulation. We remand this matter to the district court and we dismiss these appeals. The parties shall bear their own costs and attorney fees. NRAP 42(b).¹

It is so ORDERED.


_____, J.
Young


_____, J.
Agosti


_____, J.
Leavitt

cc: Hon. Steven E. Jones, District Judge, Family Court Division
Lansford W. Levitt, Settlement Judge
Amesbury & Schutt
Law Office of Daniel Marks
Clark County Clerk

¹We deny as moot appellant’s May 17, 2001 motion to consolidate these appeals.