

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID GWINNER,  
Appellant,  
vs.  
MICHAELLE GWINNER,  
Respondent.

No. 38425

FILED

AUG 14 2002

ORDER DISMISSING APPEAL

JANEITE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Rihard*  
CHIEF DEPUTY CLERK

On January 31, 2002, the settlement judge filed a report indicating that the parties have agreed to a settlement of this appeal. The report further states that "[t]he settlement agreement requires modification of the District Court Order pursuant to Huneycutt v. Huneycutt." Accordingly, on March 22, 2002, this court filed an order directing appellant to file in this court, within 60 days, a stipulation or motion to dismiss this appeal and to remand this matter to the district court, accompanied by an order of the district court certifying that it is inclined to grant the parties' requested relief pursuant to Huneycutt v. Huneycutt, 94 Nev.79, 575 P.2d 585 (1978) or, alternatively, to inform this court in writing if he is unable to obtain Huneycutt certification.

To date, appellant has not complied with or otherwise responded to our March 22, 2002 order. Accordingly, cause appearing, we dismiss this appeal as abandoned.

It is so ORDERED.

*Young*  
\_\_\_\_\_, J.  
Young

*Agosti*  
\_\_\_\_\_, J.  
Agosti

*Leavitt*  
\_\_\_\_\_, J.  
Leavitt

cc: Hon. Michael R. Griffin, District Judge  
Carolyn Worrell, Settlement Judge  
Jeffrey Friedman  
Geoffrey D. Roullard  
Carson City Clerk