

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID NEWMAN,  
Appellant,  
vs.  
PEPSI COLA COMPANY,  
Respondent.

No. 38917

**FILED**

APR 02 2002

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
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. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT  
JANETTE M. BLOOM

BY: *B. Horstmannhoff*

cc: Hon. Sally L. Loehrer, District Judge  
E. Leslie Combs, Jr., Settlement Judge  
Craig P. Kenny & Associates  
Angela D. Cartwright, Ltd.  
Clark County Clerk