

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID R. CAIN,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
DEPARTMENT OF PRISONS AND  
NEVADA STATE PRISON,  
Respondents.

No. 40970

**FILED**

JUL 01 2003

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY J. Richard  
CHIEF 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: Thon H. Harris

cc: Hon. Michael R. Griffin, District Judge  
Patrick O. King, Settlement Judge  
Kenneth J. McKenna  
Attorney General Brian Sandoval/Carson City  
Carson City Clerk