

IN THE SUPREME COURT OF THE STATE OF NEVADA

ULTRACHAT SERVICES, INC., A
NEVADA CORPORATION,

Appellant,

vs.

MARK A. CABLE, AN INDIVIDUAL,

Respondent.

No. 41130

FILED

OCT 18 2004

ORDER DISMISSING APPEAL

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

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, we dismiss this appeal. The parties shall bear their own costs and attorney fees. NRAP 42(b). This matter is remanded to the district court to conduct appropriate proceedings, if any, to alter, amend, or vacate its order or judgment as necessary for the parties to fulfill the terms of their settlement agreement. We note that if the district court declines to grant the requested relief, appellant may file a motion to reinstate this appeal.

It is so ORDERED.

Becker _____, J.
Becker

Agosti _____, J.
Agosti

Gibbons _____, J.
Gibbons

cc: Hon. Jessie Elizabeth Walsh, District Judge
Carolyn Worrell, Settlement Judge
Dana B. Robinson
Law Office of Daniel Marks
Clark County Clerk