

IN THE SUPREME COURT OF THE STATE OF NEVADA

LANDMARK HOMES AND  
DEVELOPMENT, INC., A NEVADA  
CORPORATION,

Appellant,

vs.

EXCAL CONSTRUCTION, INC., A  
NEVADA CORPORATION,

Respondent.

No. 41249

**FILED**

JUN 23 2003

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *B. Horstmann*  
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. Horstmann*

cc: Hon. William A. Maddox, District Judge  
Cathy Valenta Weise, Settlement Judge  
Heaton & Doescher, Ltd.  
Bible Hoy & Trachok  
Constance S. Eisenberg, Court Reporter  
Carson City Clerk