

IN THE SUPREME COURT OF THE STATE OF NEVADA

NAGALA BRADEN (PETERSON), N/K/A  
NAGALA D. WHITNEY,

Appellant,

vs.

ERIK T. PETERSON,

Respondent.

No. 41264

FILED

JAN 23 2004

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


ORDER DISMISSING APPEAL AS ABANDONED


On July 15, 2003, the settlement judge filed a report indicating that the parties agreed to a settlement of this appeal, stating that "The parties have agreed to remand this case back to District Court pursuant to Huneycutt for further evidentiary proceedings." On October 2, 2003, this court entered an order directing appellant to file in this court a stipulation or motion to dismiss this appeal, along with a copy of an order of the district court certifying that upon remand, it is inclined to grant the parties' requested relief. See Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978). On October 8, 2003, appellant filed a copy of an order of the district court certifying its inclination to grant the parties' requested relief.


Accordingly, on October 29, 2003, we directed appellant to file, within 30 days, a stipulation or motion to dismiss and remand this appeal pursuant to the Huneycutt certification. See NRAP 42(b). To date, appellant has not responded to our order of October 29, 2003, or otherwise

communicated with this court. Accordingly, cause appearing, we dismiss this appeal as abandoned.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Becker

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

  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. David A. Huff, District Judge  
Carolyn Worrell, Settlement Judge  
Valerie J. Cooney  
Stephen C. Moss  
Churchill County Clerk