## IN THE SUPREME COURT OF THE STATE OF NEVADA

BRAVO BUILDING CO., INC., A NEVADA CORPORATION, F/K/A TUTTO BENE CONSTRUCTION & DEVELOPMENT, INC., A NEVADA CORPORATION,

> Appellant, vs.

FRED KESSLER,

Respondent. BRAVO BUILDING CO., INC., A NEVADA CORPORATION, F/K/A TUTTO BENE CONSTRUCTION & DEVELOPMENT, INC., A NEVADA CORPORATION,

Appellant,

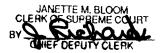
vs.

FRED KESSLER,

Respondent.

## FILED DEC 0 2 2003

No. 40177



No. 41685

## ORDER DISMISSING APPEALS AND DENYING MOTIONS TO WITHDRAW AS MOOT

The appeal in Docket No. 40177 is scheduled for oral argument before the Northern Nevada Panel in Carson City on December 9, 2003, at 9:00 a.m. The appeal in Docket No. 41685 is currently assigned to the settlement conference program. On October 20, 2003, the settlement judge filed a report indicating that the parties have agreed to a settlement of these related appeals.<sup>1</sup>

SUPREME COURT OF NEVADA

<sup>&</sup>lt;sup>1</sup> In that report the settlement judge states, "Supreme Court No. 41685 and Supreme Court No. 40177 are related cases. The parties have agreed to a settlement in both appeals and have agreed to dismiss both appeals with prejudice."

On November 26, 2003, the parties filed stipulations to dismiss these appeals with prejudice. Cause appearing, we approve the stipulations and dismiss these appeals. The parties shall bear their on own costs and attorney fees. Further, we vacate the oral argument scheduled for the appeal in Docket No. 40177. Finally, in light of these dismissals, we deny as most the motions to withdraw as counsel for respondent filed in these appeals on October 30, 2003.

It is so ORDERED.

C.J.

cc: Hon. Jerome Polaha, District Judge Wm. Patterson Cashill, Settlement Judge Mark L. Sturdivant Mark H. Gunderson, Ltd. Washoe District Court Clerk Nathan M. Jenkins, Settlement Judge