

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANK BOELTZ, A/K/A FRANCK  
BOELTZ, INDIVIDUALLY AND D/B/A  
LEGENDS STUDIO,

Appellant,

vs.

QUALITY CABINET AND FIXTURE  
COMPANY, A CALIFORNIA  
CORPORATION,

Respondent.

No. 42827

FILED

SEP 23 2004

JANETTE M BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
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 and attorney fees. NRAP 42(b).

It is so ORDERED.<sup>1</sup>

CLERK OF THE SUPREME COURT  
JANETTE M. BLOOM

BY: *Thomas H. Huns*

cc: Hon. Kathy A. Hardcastle, District Judge  
Eugene Osko, Settlement Judge  
Kirk-Hughes & Associates  
Muije & Varricchio  
Clark County Clerk

<sup>1</sup>In light of this order, Appellant's March 29, 2004, motion for voluntary dismissal is denied as moot.