## 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.

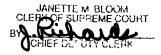
QUALITY CABINET AND FIXTURE COMPANY, A CALIFORNIA CORPORATION,

Respondent.

No. 42827



SEP 2 3 2004



## 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 / He

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.

SUPREME COURT OF NEVADA cc:

CLERK'S ORDER

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