

**O. A. C.**, by and thru its Financial Manager, **D. J. NIJENHUIS, Appellant**, *v.*  
**CLARENCE E. HARMON**, Appellee.

JUDGMENT WITHOUT OPINION

Decided December 18, 1985

When this case was called for argument, Counsellor J.D. Gordon appeared for the appellant and Counsellor Clarence E. Harmon as appellee, appeared for himself and called the Court's attention to a motion he filed to dismiss appellant's appeal. Counsel for the appellant spread on the minutes of Court that he conceded the legal grounds of the motion and hence, interposed no resistance. After studying the motion and being convinced of the grounds contained therein, it is hereby *adjudged* that the motion to dismiss the appeal should be, and the same is hereby granted and the appeal dismissed with costs against the appellant.

The Clerk of this Court is hereby ordered to send a mandate to the court below to resume jurisdiction and enforce its judgment. And it is hereby so ordered.

NOTE: Mr. Justice Morris was not present when this case was heard; hence, did not sign this judgment.