IN THE SUPREME COURT OF THE STATE OF NEVADA

LAW OFFICES OF BARRY LEVINSON, Appellant, vs. No. 43918

MICHAEL GUTHRIE,

Respondent.

JAN 0 4 2009

ORDER DISMISSING APPEAL

JANETTE M BLOCM CLERK OF SUPREME COURT BY CHEF DEPUTY CLEPK

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.

CLERK OF THE SUPREME COURT JANETTE M. BLOOM

BY: Thoms & Henris

cc: Hon. Kenneth C. Cory, District Judge Leonard I. Gang, Settlement Judge Law Offices of Barry Levinson Matthew J. Peirce Clark County Clerk

SUPREME COURT OF NEVADA