

IN THE SUPREME COURT OF THE STATE OF NEVADA

PARDEE CONSTRUCTION COMPANY
OF NEVADA,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
ALLAN R. EARL, DISTRICT JUDGE,
Respondents,


and

IN RE CREST RIDGE AND EL
ENCANTO LITIGATION,
Real Parties in Interest.

No. 44199

FILED


JUN 21 2005


JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  CHIEF DEPUTY CLERK

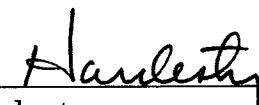
ORDER DISMISSING PETITION
FOR WRIT OF MANDAMUS OR PROHIBITION

This original petition for a writ of mandamus or prohibition challenges the district court's July 27, 2004 order that, among other things, denied in part petitioner's motion to decertify the conditional class action. Petitioner has filed a motion to voluntarily withdraw its petition, which we construe as a motion to dismiss the petition. We grant petitioner's motion and dismiss this petition. The parties shall bear their own fees and costs, if any.

It is so ORDERED.¹


_____, J.
Rose


_____, J.
Gibbons


_____, J.
Hardesty

¹We deny as moot the real parties in interest's May 16, 2005 motion to supplement the record.

cc: Hon. Allan R. Earl, District Judge
Beckley Singleton, Chtd./Las Vegas
Koeller Nebeker Carlson & Haluck, LLP
Hoffman, Reilly, Pozner & Williamson, LLP
King & Taggart, Ltd.
Quon Bruce Law Firm
Bradley Drendel & Jeanney
Jones Vargas/Las Vegas
Winkler Chartered
Clark County Clerk