## IN THE SUPREME COURT OF THE STATE OF NEVADA

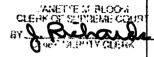
EMPLOYERS INSURANCE COMPANY OF NEVADA, A MUTUAL COMPANY. Appellant.

KENNETH ELLIOTT.

Respondent.

No. 45062

AUG 0 1 2005



## ORDER OF REMAND AND DISMISSING APPEAL

Appellant has filed a "Motion to Dismiss and Motion for Remand to the District Court." In that motion, appellant explains that the parties have reached a settlement of this matter which requires that the district court order challenged on appeal be modified. Cause appearing, we grant the motion and dismiss this appeal. See NRAP 42(b). Further, this matter is remanded to the district court to conduct appropriate proceedings to modify its order as necessary for the parties to fulfill the terms of their settlement agreement. In the event the district court declines to grant the requested relief, appellant may file a motion to reinstate this appeal.

It is so ORDERED.

Maupin

J.

Parraguirre

SUPREME COURT NEVADA

(O) 1947A

05-15167

cc: Hon. Michael R. Griffin, District Judge
Patrick O. King, Settlement Judge
Beckett & Yott, Ltd./Carson City
Nevada Attorney for Injured Workers/Carson City
Carson City Clerk

(O) 1947A