

IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW L. SPITZER, D/B/A  
SPITZER HELICOPTER LEASING CO.,  
Appellant,  
vs.  
BRIAN ROSENBERG,  
Respondent.

No. 46062

**FILED**

NOV 22 2005

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
*J. Richard*  
CLERK

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.

CLERK OF THE SUPREME COURT  
JANETTE M. BLOOM

BY: *Thomas H. Harris*

cc: Hon. Jennifer Togliatti, District Judge  
William F. Buchanan, Settlement Judge  
Leverty & Associates  
Cobeaga Tomlinson, LLP  
Clark County Clerk