IN THE SUPREME COURT OF THE STATE OF NEVADA

YONG S. KWAK.

Appellant,

VS.

STERLING ESCROW COMPANY, Respondent.

No. 46250

FILED

FEB 0 9 2006

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. Hairs

cc: Hon. Douglas W. Herndon, District Judge Ara H. Shirinian, Settlement Judge Hong & Hong Berkley, Gordon & Goldstein, LLP Clark County Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER

(O)-1947