IN THE SUPREME COURT OF THE STATE OF NEVADA

JESSE TOSCANO,

Appellant,

No. 46846

UNITED RENTALS.

vs.

Respondent.

AUG 0 9 2006

FILED

ORDER DISMISSING APPEAL

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

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed. The parties shall bear their own costs. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT JANETTE M. BLOOM

BY: Thomas H. Hains

cc:

Hon. Douglas W. Herndon, District Judge Lansford W. Levitt, Settlement Judge Michael Paul Wood Lewis Brisbois Bisgaard & Smith, LLP Clark County Clerk

SUPREME COURT OF NEVADA