IN THE SUPREME COURT OF THE STATE OF NEVADA

EUGENE A. REITER, Appellant, vs. NEWMONT GOLD COMPANY, Respondent. No. 47194

CLERKOF

JAN 0 4 2007

JANETTE M. BLOOM

CHIEF DEPUTY C

ORDER DISMISSING APPEAL

Pursuant to the motion for voluntary dismissal filed on December 4, 2006, this appeal is dismissed. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT JANETTE M. BLOOM

BY: Thomas & Hains

cc:

Hon. Andrew J. Puccinelli, District Judge Carolyn Worrell, Settlement Judge David D. Loreman Sherman & Howard, LLC Wilson & Barrows, Ltd. Elko County Clerk

SUPREME COURT OF NEVADA