

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARYLOU ABUGAN; JAMES ANDREWS AND SHIRLEY ANDREWS, INDIVIDUALLY AND AS HUSBAND AND WIFE; JOHN BALODIS; DAWN BENEDIKT; HAROLD BIRGE AND IRMA BIRGE, INDIVIDUALLY AND AS HUSBAND AND WIFE; VINSON CLARY AND RAMONA CLARY, INDIVIDUALLY AND AS HUSBAND AND WIFE; KENNETH BAIMA AND LARA CONGILL, INDIVIDUALLY AND AS HUSBAND AND WIFE; ANTOINETTE COOPER; PHILIP CRAPO AND PEGGY CRAPO, INDIVIDUALLY AND AS HUSBAND AND WIFE; LEAHER LEE DAVIS; JEANNE DUBOSE; CLAUDIO ESCOBAR; JAVIER ESTRADA; RAUL GARCIA AND ARACELLI AVILES DE GARCIA, INDIVIDUALLY AND AS HUSBAND AND WIFE; STANLEY A. GARDNER AND EDIVINA BENEDICT, INDIVIDUALLY AND AS HUSBAND AND WIFE; QUIANA GIBBS; MARK GLOECKNER AND ANNA GLOECKNER, INDIVIDUALLY AND AS HUSBAND AND WIFE; NENITA GLOVER; GEORGE GRIFFITHS AND MADLYNE GRIFFITHS, INDIVIDUALLY AND AS HUSBAND AND WIFE; RACHELE GRIFFITHS; JOHN GUSTAFSON AND DENISE GUSTAFSON, INDIVIDUALLY AND AS HUSBAND AND WIFE; GARY HARTLEY AND PRANEE HARTLEY, INDIVIDUALLY AND AS HUSBAND AND WIFE; RANDY JANOLINO AND ABIGAIL JANOLINO, INDIVIDUALLY

No. 47260

FILED

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JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

AND AS HUSBAND AND WIFE;
RALPH D. HEMING, JR.; WILLIAM
KIMBLE AND NELLIE KIMBLE,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; RONALD VELASQUEZ
AND ROXANNE MAST,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; TIMOTHY MENDELL;
MARCO RAMIREZ AND MARIA
MURILLO, INDIVIDUALLY AND AS
HUSBAND AND WIFE; VANESSA
NELSON; VERONICA OVERTON;
RESSIE PAGE; KAREN RABHI;
REYNALDO REGELADO AND MYRNA
REGELADO, INDIVIDUALLY AND AS
HUSBAND AND WIFE; DAN RISSO;
CHRISTINA SIMMONS; KENNETH
SPIGNER; MAX STEWART; DARRELL
STURTZ AND JACKIE STURTZ,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; ALMA TELLIS; LARRY
TRAVIS; CHARLES J. TRUSHEL, AND
MARIN TRUSHEL, INDIVIDUALLY
AND AS HUSBAND AND WIFE;
ADRIAN URIBE; MASTER VAUGHN;
ANGLIA WALKER AND MCQUESTER
GLENN WALKER, INDIVIDUALLY
AND AS HUSBAND AND WIFE; DIANA
WARREN AND ISAIAH WARREN,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; NINA WILLIAMS AND
JOHNNIE WILLIAMS, INDIVIDUALLY
AND AS HUSBAND AND WIFE; MARY
WILLIAMS; AND BRENDA WRAY,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
NANCY M. SAITTA, DISTRICT JUDGE,

Respondents,
and
HIGHLAND ESTATES LTD.; GREAT
AMERICAN HOMES; AND
CONCORDIA HOMES NEVADA, INC.,
Real Parties in
Interest.

MARYLOU ABUGAN; JAMES
ANDREWS AND SHIRLEY ANDREWS,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; JOHN BALODIS; DAWN
BENEDIKT; HAROLD BIRGE AND
IRMA BIRGE, INDIVIDUALLY AND AS
HUSBAND AND WIFE; VINSON
CLARY AND RAMONA CLARY,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; KENNETH BAIMA AND
LARA CONGILL, INDIVIDUALLY AND
AS HUSBAND AND WIFE;
ANTOINETTE COOPER; PHILIP
CRAPO AND PEGGY CRAPO,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; LEAHER LEE DAVIS;
JEANNE DUBOSE; CLAUDIO
ESCOBAR; JAVIER ESTRADA; RAUL
GARCIA AND ARACELLI AVILES DE
GARCIA, INDIVIDUALLY AND AS
HUSBAND AND WIFE; STANLEY A.
GARDNER AND EDIVINA BENEDICT,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; QUIANA GIBBS; MARK
GLOECKNER AND ANNA
GLOECKNER, INDIVIDUALLY AND
AS HUSBAND AND WIFE; NENITA
GLOVER; GEORGE GRIFFITHS AND
MADLYNE GRIFFITHS,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; RACHELE GRIFFITHS;
JOHN GUSTAFSON AND DENISE
GUSTAFSON, INDIVIDUALLY AND AS
HUSBAND AND WIFE; GARY

No. 47278

HARTLEY AND PRANEE HARTLEY,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; RANDY JANOLINO AND
ABIGAIL JANOLINO, INDIVIDUALLY
AND AS HUSBAND AND WIFE;
RALPH D. HEMING, JR.; WILLIAM
KIMBLE AND NELLIE KIMBLE,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; RONALD VELASQUEZ
AND ROXANNE MAST,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; TIMOTHY MENDELL;
MARCO RAMIREZ AND MARIA
MURILLO, INDIVIDUALLY AND AS
HUSBAND AND WIFE; VANESSA
NELSON; VERONICA OVERTON;
RESSIE PAGE; KAREN RABHI;
REYNALDO REGELADO AND MYRNA
REGELADO, INDIVIDUALLY AND AS
HUSBAND AND WIFE; DAN RISSO;
CHRISTINA SIMMONS; KENNETH
SPIGNER; MAX STEWART; DARRELL
STURTZ AND JACKIE STURTZ,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; ALMA TELLIS; LARRY
TRAVIS; CHARLES J. TRUSHEL, AND
MARIN TRUSHEL, INDIVIDUALLY
AND AS HUSBAND AND WIFE;
ADRIAN URIBE; MASTER VAUGHN;
ANGLIA WALKER AND MCQUESTER
GLENN WALKER, INDIVIDUALLY
AND AS HUSBAND AND WIFE; DIANA
WARREN AND ISAIAH WARREN,
INDIVIDUALLY AND AS HUSBAND
AND WIFE; NINA WILLIAMS AND
JOHNNIE WILLIAMS, INDIVIDUALLY
AND AS HUSBAND AND WIFE; MARY
WILLIAMS; AND BRENDA WRAY,
Appellants,

vs.

HIGHLAND ESTATES LTD.; GREAT

AMERICAN HOMES; CONCORDIA
HOMES NEVADA, INC.; AIR CONTROL
MANAGEMENT; FAST TRAC
ELECTRIC; EXTREME CONCRETE,
LLC; SHARP PLUMBING, INC.; LAIRD
WHIPPLE CONCRETE
CONSTRUCTION, INC.; LANDSCAPE
SERVICES, INC.; STEWART &
SUNDELL; CHAMPAGNE
INDUSTRIES A/K/A FOJASEK
COMPANIES, INC., N/K/A ATRIUM
COMPANIES, INC.; WESTCOR
CONSTRUCTION; STATE
INSULATION & DRYWALL; CENTRAL
GRADING COMPANY; BEE LURE
PLUMBING; QUALITY WOOD
PRODUCTS; CEDCO, INC.; EAGLE
PAINTING AND DRYWALL, INC.;
ROADRUNNER DRYWALL CORP.;
DESERT SHORE TILE, INC.; METRO
ELECTRIC; AMERICAN ASPHALT &
GRADING COMPANY; WILLIS ROOF
CONSULTING, INC.; GUY EVANS,
INC., D/B/A A-1 CABINETS; ARTISTIC
TILE, INC.; SACRAMENTO
INSULATION CONTRACTORS; D-
BEST TUB SHOWER INSULATION,
INC.; AUTOMATIC DOOR & GLASS
CO.; KENNINGTON PLASTERING
NEVADA, INC.; SUNRISE
MECHANICAL; VITA ELECTRIC;
LARRY METHVIN INSTALLATIONS,
INC.; PHILLIPS PRODUCTS, INC.;
BORDER MASONRY WALLS OF
NEVADA, INC.; SUNSET SHEET
METAL & AIR CONDITIONING;
BRENNAN ELECTRIC; CAMPBELL
CONCRETE OF NEVADA, INC.; HBR,
INC.; HALL PAINT & DRYWALL, INC.;
BOBBY STEPHENS MASONRY, INC.;
NACOLE CONSTRUCTION, INC.;

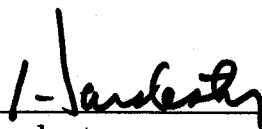
SUNSET METAL & AIR
CONDITIONING, INC.; JT MASONRY,
INC.; WERCO, INC.; KUKURIN
CONCRETE, INC.; CHAPARRAL PAINT
& DRYWALL, INC.; JGC ELECTRIC,
INC.; INTERSTATE PLUMBING & AIR
CONDITIONING, INC.; SOUTHERN
NEVADA PAVING, INC.; PETERSON
PLASTERING, INC.; EXCLUSIVE
LANDSCAPING, INC.; METAL
ELECTRIC, INC.; CEDAR ROOFING,
INC.; AND D.W., INC., D/B/A MIXING
PAINTING ENTERPRISES,
Respondents.

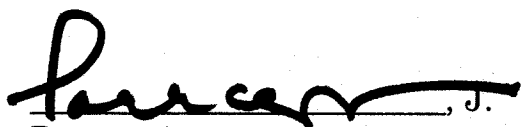
ORDER DISMISSING APPEAL AND WRIT PETITION

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, we dismiss this appeal and writ petition. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.¹

 _____, J.
Becker

 _____, J.
Hardesty

 _____, J.
Parraguirre

¹In light of the stipulation to dismiss, we deny respondent Concordia Homes of Nevada, Inc.'s ("Concordia") request contained within its response to appellants' docketing statement to dismiss the appeal in Docket No. 47278 for lack of jurisdiction. We remind counsel for Concordia that a request to dismiss an appeal for lack of jurisdiction should be made by filing a motion to dismiss rather than being made within a response to the docketing statement. NRAP 14(f).

cc: Hon. Nancy M. Saitta, District Judge
Eugene Osko, Settlement Judge
Terry L. Wike
Hamrick & Evans LLP
Lee & Russell
Zimmerman & Associates, Ltd.
Albright Stoddard Warnick & Albright
Bennion Clayson & Marias
Brady, Vorwerck, Ryder & Caspino
Bremer Whyte Brown & O'Meara, LLP
Campbell, Volk & Lauter
Cisneros & Associates
David L. Riddle & Associates
Emerson & Manke, LLP
Eric Dobberstein & Associates
Fredrickson, Mazeika & Grant
Grace & Lowe
Harris Merritt Chapman, Ltd.
Helm & Associates
Law Offices of Melissa P. Harris
Law Offices of William J. Taylor
Lewis Brisbois Bisgaard & Smith, LLP
Lincoln, Gustafson & Cercos
Luh & Associates
Marks & Isaacson, LLP
McCormick, Barstow, Sheppard, Wayte & Carruth, LLP
Parker Nelson & Arin, Chtd.
Perlstein, Stewart & Hurtik
Robinson & Wood
Springel & Fink
Clark County Clerk