

IN THE SUPREME COURT OF THE STATE OF NEVADA

JALIL H. KHOURY,
Appellant,
vs.
DESERT PALACE, INC., A NEVADA
CORPORATION D/B/A CAESAR'S
TAHOE,
Respondent.

No. 47327

FILED

DEC 05 2006

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

ORDER DISMISSING APPEAL

This is an appeal from the district court's "Order Affirming the Discovery Commissioner's Report and Recommendation of April 6, 2006," entered on May 2, 2006. Eighth Judicial District Court, Clark County; Lee A. Gates, Judge.

On September 22, 2006, the settlement judge filed a report indicating that the parties agreed to a settlement of this appeal. Accordingly, on September 28, 2006, we directed appellant to file a stipulation or motion to dismiss this appeal or otherwise inform this court of the status of this appeal within 30 days. To date, appellant has not responded to our order or otherwise communicated with this court. Accordingly, cause appearing, we dismiss this appeal as abandoned.

It is so ORDERED.

L. Gibbons, J.
Gibbons

Maupin, J.
Maupin

Douglas, J.
Douglas

cc: Hon. Lee A. Gates, District Judge
Ara H. Shirinian, Settlement Judge
Callister & Reynolds
Schreck Brignone/Las Vegas
Clark County Clerk
Sonia L. Riley, Court Reporter