

IN THE SUPREME COURT OF THE STATE OF NEVADA

NEIL G. GALATZ,  
Appellant,  
vs.  
STATE BAR OF NEVADA FEE  
DISPUTE ARBITRATION COMMITTEE  
AND ELMER M. GUNDERSON,  
Respondents.

No. 49406

**FILED**


**JUN 28 2010**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DISMISSING APPEAL

The parties to this appeal have submitted a stipulation to dismiss this appeal without prejudice to appellant's right to move for reinstatement, if the district court declines to approve the parties' stipulation to vacate its judgment and dismiss all claims with prejudice. We approve the stipulation and dismiss this appeal without prejudice to appellant's right to seek reinstatement if the relief sought in the district court is not granted. Pursuant to the parties' stipulation, the parties shall bear their own fees and costs.

It is so ORDERED.<sup>1</sup>

C.J.

---

<sup>1</sup>Although the parties have also requested that this court remand the matter to the district court for consideration of their stipulation to vacate the judgment and dismiss the case, we deny that request. Upon the dismissal of this appeal on the parties' stipulation, jurisdiction over the underlying case automatically returns to the district court, rendering a remand unnecessary.

cc: Hon. Michelle Leavitt, District Judge  
Ara H. Shirinian, Settlement Judge  
Hunterton & Associates  
Lewis & Roca, LLP/Las Vegas  
Martin W. Becker  
State Bar of Nevada/Las Vegas  
Eighth District Court Clerk