

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID BAUMGARTNER,
Appellant,
vs.
VENETIAN CASINO RESORT, LLC,
Respondent.

No. 50113

FILED

APR 13 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY
DEPUTY CLERK

ORDER DISMISSING APPEAL

Pursuant to the stipulation of the parties, this appeal is dismissed. NRAP 42(b).

It is so ORDERED.¹

 J. Sanders, C.J.

cc: Hon. Michelle Leavitt, District Judge
Janet Trost, Settlement Judge
Jeffrey S. Posin & Associates
Alverson Taylor Mortensen & Sanders
Thelma Stapley, Court Reporter
Eighth District Court Clerk

¹In light of this order, respondent's January 21, 2009, motion to dismiss is denied as moot.