

IN THE SUPREME COURT OF THE STATE OF NEVADA

MER PROPERTIES, LLC AND RBM
CONSTRUCTION, INC.,

Appellants,

vs.

ANDY J. KAY, INDIVIDUALLY AND
D/B/A LEGACY CONSTRUCTION
ENTERPRISES,

Respondents.

No. 51425

FILED

NOV 18 2008

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

ORDER DISMISSING APPEAL

Cause appearing, appellants' motion for a voluntary dismissal of this appeal is granted. This appeal is dismissed. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT
TRACIE K. LINDEMAN

BY: Andy Horstmannshoff

cc: Hon. Lee A. Gates, District Judge
Persi J. Mishel, Settlement Judge
Law Offices of Richard McKnight, P.C.
Callister & Reynolds
Eighth District Court Clerk