

IN THE SUPREME COURT OF THE STATE OF NEVADA

MYOUNG HAN BYUN AND WON LIM
BYUN, HUSBAND AND WIFE, D/B/A
RANCHO INDOOR SWAP MEET,
Appellants,

vs.

BJ RANCHO INVESTMENTS, INC., A
NEVADA CORPORATION, AND BOO
CHOI, INDIVIDUALLY,
Respondents.

No. 51578

FILED

MAR 05 2009
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY J. Snow
DEPUTY CLERK

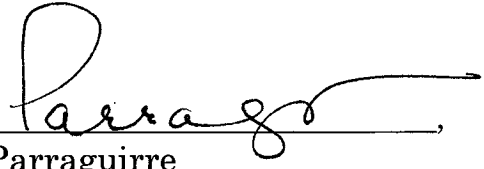
ORDER DISMISSING APPEAL

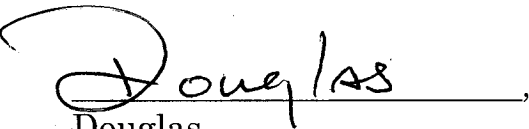
This is an appeal from a district court summary eviction order in a real property action. Eighth Judicial District Court, Clark County; Jackie Glass, Judge.

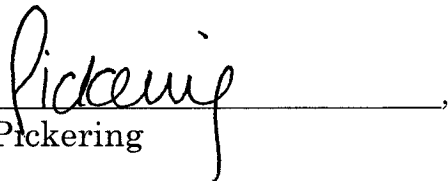
When this court's preliminary review revealed that the order designated in the notice of appeal appeared to not be substantively appealable, we directed appellants to show cause why the appeal should not be dismissed for lack of jurisdiction. Appellants have responded through counsel, indicating that they no longer wish to pursue this appeal and actually believed that the case had already been dismissed. Accordingly, we construe appellants' response as a motion to voluntarily

dismiss this appeal, and we grant the motion. NRAP 42(b). The parties shall bear their own costs, if any.

It is so ORDERED.¹


_____, J.
Parraguirre


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Jackie Glass, District Judge
Janet Trost, Settlement Judge
Goodman Law Group
Clark Tatom, LLC
Eighth District Court Clerk

¹In light of this order, we deny as moot any requests for relief pending in this appeal.