IN THE SUPREME COURT OF THE STATE OF NEVADA

EARL BRADLEY LEWIS,
Appellant,

vs.
MELISSA ANN HAYNES, A/K/A
MELISSA ANN MCCRAY,
Respondent.

No. 51600

MAR 3 1 2010

ORDER DISMISSING APPEAL AND CLERK OF SUPREME OR REMANDING TO THE DISTRICT COURT CAPPUTY CLERK

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, we dismiss this appeal. The parties shall bear their own costs and attorney fees. NRAP 42(b). This matter is remanded to the district court to conduct appropriate proceedings, if any, to alter, amend, or vacate its order or judgment as necessary for the parties to fulfill the terms of their settlement agreement. In the event the district court declines to grant the requested relief, appellant may file a motion to reinstate this appeal.

It is so ORDERED

Cherry

Saitta

Gibbons

cc: Hon. David A. Hardy, District Judge Carolyn Worrell, Settlement Judge Duane Morris, LLP/Truckee CA Sherry B. Bowers Washoe District Court Clerk

SUPREME COURT OF NEVADA

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