IN THE SUPREME COURT OF THE STATE OF NEVADA

JERAMEY SMITH.

Appellant.

VS.

EMPLOYERS INSURANCE COMPANY OF NEVADA.

Respondent.

No. 51953

FILED

SEP 18 2008

ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT TRACIE K. LINDEMAN

BY: Thomas D. He

Hon. Michelle Leavitt, District Judge cc: Paul H. Schofield, Settlement Judge Clark & Richards Beckett, Yott & McCarty/Reno Eighth District Court Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER

(O)-1947

08-24222