

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRAD GARDNER, INDIVIDUALLY
AND IN HIS CAPACITY AS AN
OFFICER AND/OR PRINCIPAL OF
BBR, INC., D/B/A PACIFIC FINANCIAL
GROUP A/K/A PFG,

Appellants,

vs.

WILMA JACOBS,

Respondent.

No. 52327

FILED

JAN 14 2009

TRACIE K. ENDEMAN
CLERK OF SUPREME COURT
BY *A. DeLuca*
DEPUTY CLERK

ORDER DISMISSING APPEAL AND REMANDING TO THE DISTRICT
COURT PURSUANT TO SETTLEMENT AGREEMENT

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, appellants may file a motion to reinstate this appeal.

It is so ORDERED.

Parraguirre J.
Parraguirre

Douglas J.
Douglas

Pickering J.
Pickering

cc: Hon. Lee A. Gates, District Judge
Israel Kunin, Settlement Judge
Bolick & Boyer
Amesbury & Schutt
Eighth District Court Clerk