

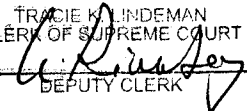
IN THE SUPREME COURT OF THE STATE OF NEVADA

GRANT FRANK HEINER,  
Appellant,  
vs.  
JUDITH ANN PAGE HERRING AS  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF ANN PAGE HEINER,  
Respondent.

No. 52824

**FILED**

MAR 25 2009


TRACIE KLINDEMAN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK


ORDER DISMISSING APPEAL

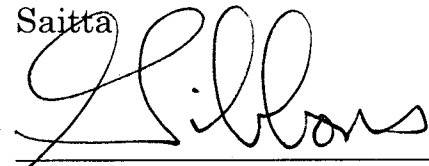
Counsel for respondent has filed a "Suggestion of Death," and a "Motion for Substitution of Personal Representative." Cause appearing, we grant the motion. Accordingly, the clerk shall modify the docket of this appeal consistent with the caption on this order. See NRAP 43(a).

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. See NRAP 42(b).

It is so ORDERED.

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Saitta

  
\_\_\_\_\_, J.  
Gibbons

cc: First Judicial District Court Dept. 2, District Judge  
Carolyn Worrell, Settlement Judge  
Geoffrey D. Roullard  
Clarkson Law Office, Ltd.  
Carson City Clerk