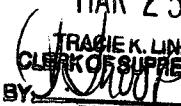


IN THE SUPREME COURT OF THE STATE OF NEVADA

SERGEI SUSHENKO, AN
INDIVIDUAL,
Appellant,
vs.
ARI MASTER, AN INDIVIDUAL;
ALEXANDER EDELSTEIN, AN
INDIVIDUAL; PETER SMITH, AN
INDIVIDUAL; DAVID BELL, AN
INDIVIDUAL; RICHARD W. BYRD, AN
INDIVIDUAL; R.B. REALTY, A
NEVADA CORPORATION,
Respondents.

No. 53022


FILED

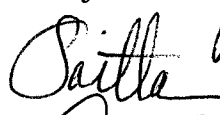
MAR 25 2009
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

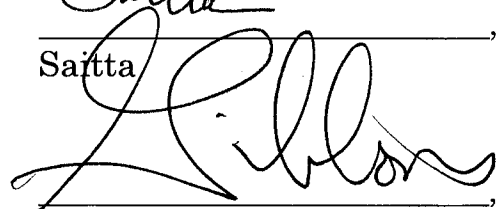
ORDER DISMISSING APPEAL

Appellant has filed a motion to voluntarily dismiss this appeal. In the motion, appellant acknowledges that the dismissal is with prejudice. We grant the motion and dismiss this appeal, each party to bear its own costs and fees, if any. NRAP 42(b).

It is so ORDERED.


_____, J.
Cherry


_____, J.
Saitta


_____, J.
Gibbons

cc: Hon. Kathy A. Hardcastle, District Judge
Sergei Sushenko
Holland & Hart LLP/Las Vegas
Eighth District Court Clerk