

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHANNES LAMPRECHT,  
INDIVIDUALLY AND D/B/A  
LAMPRECHT CONSTRUCTION,  
Appellant,

vs.

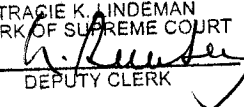
ROBERT BITTMAN, INDIVIDUALLY,  
AND GERROL BITTMAN,  
INDIVIDUALLY,

Respondents.

No. 53130

**FILED**

**APR 07 2009**

TRAGIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

ORDER DISMISSING APPEAL AND  
REMANDING TO THE DISTRICT COURT

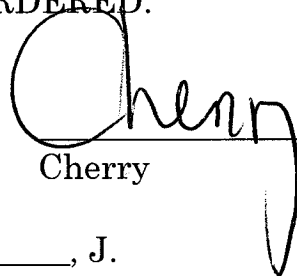
Appellant has filed a "Motion to Remand and/or in the Alternative to Dismiss." In that motion, appellant indicates that the district court entered an order certifying its intent to grant a motion to reconsider the order that is being challenged in this appeal. See Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978). Appellant's motion is accompanied by an order of the district court certifying that upon remand it is inclined "to grant the motion for reconsideration filed by the plaintiff [appellant] and to deny the motion for attorney's fees filed by defendant [respondent] in this action."

Cause appearing, we grant appellant's motion. Accordingly, we remand this matter to the district court pursuant to its certification, and we order this appeal dismissed. See NRAP 42(b).

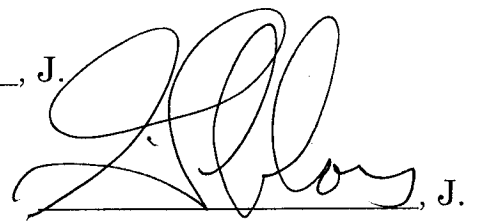
It is so ORDERED.



Saitta



Cherry



Gibbons

cc: Hon. Jerome Polaha, District Judge  
Philip A. Olsen, Settlement Judge  
McMahon Law Offices, Ltd.  
Guild Russell Gallagher & Fuller  
Washoe District Court Clerk