

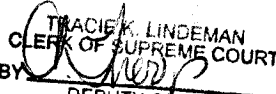
IN THE SUPREME COURT OF THE STATE OF NEVADA

DANIEL E. RUBIN,
Appellant,
vs.
SANTORO, DRIGGS, WALCH,
KEARNEY, HOLLEY & THOMPSON,
Respondent.

No. 53369

FILED

JUL 01 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL AND REMANDING

This is an appeal from a district court post-judgment order awarding attorney fees and costs. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

After the parties filed in this court a stipulation to vacate the challenged district court order and to dismiss this appeal, this court entered an order on June 4, 2010, disapproving the stipulation, explaining that if the parties wished to have the district court vacate the underlying order, they must follow the procedure set forth in Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978). The June 4 order directed the parties to notify this court as to whether they still wanted to voluntarily dismiss this appeal. Appellant has timely responded to this court's directive by filing a new stipulation to dismiss this appeal and to vacate the challenged district court order. The stipulation is supported by the district court's certification that it is inclined to vacate the attorney fees and costs order challenged in this appeal if the matter is remanded. Id. Accordingly, the stipulation is approved, and we thus dismiss this appeal and remand this

matter to the district court for further consideration of the parties' request to vacate the attorney fees and costs order.¹

It is so ORDERED.

 C.J.

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Robert F. Saint-Aubin, Settlement Judge
Galliher Law Firm
Porter Law Firm
Santoro, Driggs, Walch, Kearney, Holley & Thompson
Eighth District Court Clerk

¹This order constitutes our final disposition in this matter.