

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT MCINTYRE AND LISA  
MCINTYRE AS GUARDIANS AD  
LITEM FOR EMILY MCINTYRE, JADE  
OZAWA, LAUREN OZAWA, AND  
SAMANTHA SNEED,

Appellants,

vs.

PIPES PAVING COMPANY, A NEVADA  
CORPORATION,

Respondent.

No. 53568

**FILED**

DEC 04 2009

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *A. Ramsey*  
DEPUTY CLERK

ORDER DISMISSING APPEAL AND  
REMANDING TO THE DISTRICT COURT

Pursuant to the settlement reached by the parties and appellants' motion for voluntary dismissal, we dismiss this appeal. See 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.

*Cherry*  
\_\_\_\_\_  
Cherry J.

*Saitta*  
\_\_\_\_\_  
Saitta J.

*Gibbons*  
\_\_\_\_\_  
Gibbons J.

cc: Hon. David Wall, District Judge  
Stephen E. Haberfeld, Settlement Judge  
Law Offices of Leslie Mark Stovall  
Law Office of Gary Sinkeldam  
Thorndal Armstrong Delk Balkenbush & Eisinger/Las Vegas  
Eighth District Court Clerk