

IN THE SUPREME COURT OF THE STATE OF NEVADA

PHUL, LTD., A NEVADA  
CORPORATION; BALDEV KHOSLA,  
2007 TRUST; AND BALDEV K.  
KHOSLA, INDIVIDUALLY,

Appellants,

vs.

SYCAMORE LANE HOMEOWNERS  
ASSOCIATION,

Respondent.

No. 53724

**FILED**

**FEB 17 2010**


TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK


ORDER DISMISSING APPEAL

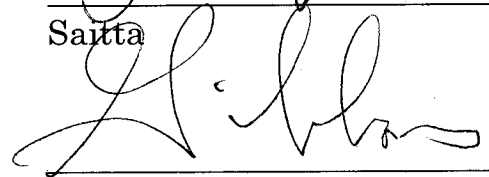
After the settlement judge filed a report indicating that appellants failed to attend a scheduled mediation, we entered an order directing appellants to show cause why sanctions should not be imposed. See NRAP 16(g) (the failure of a party or counsel to attend a scheduled mediation or to comply with the procedural requirements of the program may be grounds for sanctions, including dismissal of the appeal). Counsel for appellants filed a response in which they indicate that appellants appear to be “unwilling to participate in the pursuit of [this] appeal and [are] extremely uncooperative with [counsel].” For example, counsel indicates that “each and every piece of correspondence” they send to appellants, including a copy of this court’s order to show cause, has been “returned to sender as refused.” Thus, it appears appellants have abandoned this appeal.

In light of appellants' failure to attend the scheduled mediation pursuant to NRAP 16 and counsel's response to our order, we dismiss this appeal.

It is so ORDERED.<sup>1</sup>

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

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

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

cc: Hon. Douglas W. Herndon, District Judge  
Craig A. Hoppe, Settlement Judge  
Harmon & Davies, P.C.  
Alverson Taylor Mortensen & Sanders  
Phul, Ltd.  
Baldev Khosla 2007 Trust  
Baldev K. Khosla  
Eighth District Court Clerk

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<sup>1</sup> Counsel for appellants has filed a motion to withdraw as attorney of record. In light of our dismissal of this appeal, we elect to treat that motion as a notice of withdrawal. See NRAP 46(d); SCR 46. Accordingly, the law firm of Harmon & Davies, P.C., no longer represents appellants in this matter.