

IN THE SUPREME COURT OF THE STATE OF NEVADA

VINCENT HESSER, AN INDIVIDUAL,
Appellant,
vs.
SMS FINANCIAL, LLC,
Respondent.

No. 53761

FILED

APR 09 2010

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

ORDER DISMISSING APPEAL

On March 10, 2010, appellant filed a document entitled, "Notice of Withdrawal of Appeal," which we construe as a motion to voluntarily dismiss his appeal. Having reviewed the motion, we grant it, and we hereby dismiss this appeal. The parties shall bear their own attorney fees and costs. NRAP 42(b).

It is so ORDERED.

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

cc: Hon. Stefany Miley, District Judge
Larry J. Cohen, Settlement Judge
Harold P. Gewerter, Esq., Ltd.
Snell & Wilmer, LLP/Las Vegas
Eighth District Court Clerk