

IN THE SUPREME COURT OF THE STATE OF NEVADA

RALPH WADE,

Appellant,

vs.

EMPLOYMENT SECURITY DIVISION,  
STATE OF NEVADA; CYNTHIA  
JONES, IN HER CAPACITY AS  
ADMINISTRATOR OF THE  
EMPLOYMENT SECURITY DIVISION;  
CAROL STEWART, IN HER CAPACITY  
AS CHAIRPERSON OF THE  
EMPLOYMENT SECURITY DIVISION  
BOARD OF REVIEW; AND WAL-MART,  
AS EMPLOYER,

Respondents.

No. 54357

**FILED**

**FEB 02 2010**

TRACE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEAL AND  
REMANDING TO THE DISTRICT COURT

Pursuant to the parties' stipulation and settlement agreement, we dismiss this appeal. This matter is remanded to the district court to take any appropriate action for the parties to fulfill the terms of their settlement agreement.<sup>1</sup> In the event the district court declines to grant the requested relief, appellant may file a motion to reinstate this appeal.

It is so ORDERED.

*[Signature]*, J.  
Hardesty

*[Signature]*, J.  
Douglas

*[Signature]*, J.  
Pickering

<sup>1</sup> In their stipulation, the parties indicate that such action may include an additional remand to the Board of Review for further action.

cc: Hon. Robert W. Lane, District Judge  
Carolyn Worrell, Settlement Judge  
Nevada Legal Services/Las Vegas  
Phillips, Spallas & Angstadt, LLC  
J. Thomas Susich  
Nye County Clerk