IN THE SUPREME COURT OF THE STATE OF NEVADA

EMPLOYERS INSURANCE COMPANY OF NEVADA,

Appellant,

BARRY MCKNIGHT,

vs.

Respondent.

No. 54424

OCT 0 8 2009

ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT TRACIE K. LINDEMAN

BY: Thom H. H

09-24662

cc: Hon. Doug Smith, District Judge William F. Buchanan, Settlement Judge Law Offices of David Benavidez Clark & Richards Eighth District Court Clerk

SUPREME COURT OF NEVADA

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