

IN THE SUPREME COURT OF THE STATE OF NEVADA

TENAYA SURGICAL CENTER, LLC, A  
NEVADA LIMITED LIABILITY  
CORPORATION; AND TYREE CARR,  
M.D., INDIVIDUALLY,

Appellants,

vs.

IMAGING3, INC., A CALIFORNIA  
CORPORATION; XAVIER AGUILERA,  
AN INDIVIDUAL; CHRISTOPHER  
SOHN, AN INDIVIDUAL; AND  
MICHELE JANES, AN INDIVIDUAL,

Respondents.

No. 54522

**FILED**

**JAN 12 2010**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Tracie K. Lindeman*  
DEPUTY CLERK

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: *Thomas H. Harris*

cc: Blair C. Parker, District Judge, Pro Tem  
Israel Kunin, Settlement Judge  
Parker, Nelson & Associates  
Cohen, Johnson & Day/Henderson  
Cohen, Johnson & Day/Las Vegas  
Eighth District Court Clerk