## IN THE SUPREME COURT OF THE STATE OF NEVADA

EUGENE CLEVELAND CANEPA, AN INDIVIDUAL,

Appellant,

VS.

D.G. MENCHETTI, LTD.,

Respondent.

No. 54625

FILED

NOV 1 9 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: Thous V. Herry

cc: Hon. Janet J. Berry, District Judge

Jonathan L. Andrews, Settlement Judge

Dyer, Lawrence, Penrose, Flaherty & Donaldson

Tory M. Pankopf

Washoe District Court Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER

(O)-1947

09-28248