## IN THE SUPREME COURT OF THE STATE OF NEVADA

WESTCOR CONSTRUCTION, Appellant, vs. JELD-WEN, INC., No. 54728

FILED

Respondent.

JAN 1 2 2010

## 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.<sup>1</sup>

CLERK OF THE SUPREME COURT TRACIE K. LINDEMAN

BY: Thous

10-00983

cc: Hon. Timothy C. Williams, District Judge
M. Nelson Segel, Settlement Judge
Hurtik & Manke, LLC
Hoy & Hoy
Eighth District Court Clerk

<sup>1</sup> In light of this order, we waive the requirement for appellant to file a docketing statement.

SUPREME COURT OF NEVADA

CLERK'S ORDER

(0)-1947