

IN THE SUPREME COURT OF THE STATE OF NEVADA

KENNAMETAL, INC.,

Appellant,

vs.

KINDER MORGAN ENERGY PARTNERS, A MASTER LIMITED PARTNERSHIP; ENRON LIQUIDS PIPELINE, L.P.; OPERATING PARTNER SFPP, L.P., FORMERLY SANTA FE PACIFIC PIPELINES, INC.; KMGP SERVICES COMPANY, INC.; KINDER MORGAN GP, INC.; KINDER MORGAN SERVICES, LLC, A LIMITED LIABILITY COMPANY; KINDER MORGAN LAS VEGAS, LLC, KINDER MORGAN OPERATING LIMITED PARTNERSHIP "D"; AND OTHER KINDER MORGAN BUSINESS ENTITIES AND BUSINESS ENTITIES FORMED BY AND ASSOCIATED WITH AND/OR DOING BUSINESS WITH AND/OR AS KINDER MORGAN "D"; RICHARD D. KINDER; WILLIAM V. MORGAN; SANTA FE PACIFIC PIPELINE PARTNERS, L.P.; SANTA FE PACIFIC LIMITED PARTNERSHIP; SANTA FE PACIFIC PIPELINES, INC.; SOUTHERN PACIFIC PIPE LINES U.S.A., PARTNERSHIP; SFPP, LIMITED PARTNERSHIP; SFPP, L.P.; KINDER MORGAN; SOUTHERN PACIFIC TRANSPORTATION COMPANY AND SOUTHERN PACIFIC RAIL CORPORATION; KINDER MORGAN L.P. "D," GENERAL PARTNER OF KMP; KINDER MORGAN, INC. (KMI); CALNEV PIPELINE LLC; INTERENERGY RESOURCES CORP.; UNION PACIFIC

No. 55116


FILED

FEB 26 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

SUPREME COURT
OF
NEVADA

CLERK'S ORDER

(O)-1947 

10-05185

RAILROAD COMPANY, FORMERLY
SOUTHERN PACIFIC
TRANSPORTATION COMPANY;
COOPER AND SONS ELY; BRIAN
COOPER; AND SHANE COOPER,
Respondents.

ORDER DISMISSING APPEAL

Pursuant to the stipulation of the parties, 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: Hon. Steven P. Elliott, District Judge
Robert G. Berry, Settlement Judge
Babst, Calland, Clements and Zomnir, P.C.
Jenkins & Carter
Chapman and Cutler, LLP
Gordon & Rees, LLP
Holland & Hart LLP/Reno
Washoe District Court Clerk