

IN THE SUPREME COURT OF THE STATE OF NEVADA

GARY BUMBY,
Appellant,
vs.
NORTHERN SIERRA
CONSTRUCTION, INC., A NEVADA
CORPORATION,
Respondent.

No. 55242

FILED

FEB 16 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY J. May
DEPUTY CLERK

ORDER DISMISSING APPEAL

On January 28, 2011, this court issued an order to show cause why this appeal should not be resolved by an order reversing the summary judgment and remanding the matter to the district court for further proceedings. In response, the parties have filed a stipulation to remand this matter to the district court. We approve the stipulation and dismiss the appeal. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

cc: Hon. Brent T. Adams, District Judge
Jonathan L. Andrews, Settlement Judge
Galloway & Jensen
Erickson Thorpe & Swainston, Ltd.
Washoe District Court Clerk