IN THE SUPREME COURT OF THE STATE OF NEVADA

RIO PROPERTIES, INC., D/B/A RIO ALL SUITES HOTEL AND CASINO, A NEVADA CORPORATION,

Appellant,

vs.

JOSE VALDES.

Respondent.

No. 56027

APR 05 2011

TRACIES LINDEMAN CLERKOF SUPREME COURT BY DEPUTY CLERK

ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, we dismiss this appeal. The parties shall bear their own costs and attorney fees. NRAP 42(b). This matter is remanded to the district court to conduct appropriate proceedings, if any, to alter, amend, or vacate its order or judgment as necessary for the parties to fulfill the terms of their settlement agreement. In the event the district court declines to grant the requested relief, appellant may file a motion to reinstate this appeal.

It is so ORDERED.

Saitta

Hulesty, J

Hardestv

Parraguirre

cc: Hon. Kenneth C. Cory, District Judge Smith Currie & Hancock LLP/Las Vegas Law Offices of David J. Churchill Eighth District Court Clerk

SUPREME COURT OF NEVADA

(O) 1947A

11-10109

J.