

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD E. TOMLIN, JR. AND THE  
WHITTIER TRUST COMPANY OF  
NEVADA, INC., AS THE CO-EXECUTORS  
OF THE WILL AND ESTATE OF  
SEVERIN WUNDERMAN, DECEASED,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA, IN  
AND FOR THE COUNTY OF CLARK; AND  
THE HONORABLE VALORIE VEGA,  
DISTRICT JUDGE,

Respondents,


and

JACQUES WIZMAN,  
Real Party in Interest.

No. 57064

**FILED**

JAN 10 2011

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

ORDER DISMISSING PETITION

This original petition for a writ of mandamus and/or prohibition challenges a district court order denying a motion to dismiss a contract action.

Petitioners and real party in interest have stipulated to withdraw the petition, with each party to bear its own fees and costs. We approve the stipulation, and we thus

ORDER the petition DISMISSED.<sup>1</sup>

CLERK OF THE SUPREME COURT  
TRACIE K. LINDEMAN

BY: 

<sup>1</sup>In light of this order, real party in interest need not file an answer as directed in our December 28, 2010, order.

cc: Hon. Valorie Vega, District Judge  
Maupin, Cox & LeGoy  
Buckley King  
Eighth District Court Clerk