

IN THE SUPREME COURT OF THE STATE OF NEVADA

UPONOR CORPORATION,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
SUSAN JOHNSON, DISTRICT JUDGE,  
Respondents,  
and  
AVENTINE-TRAMONTI  
HOMEOWNERS ASSOCIATION, A  
NEVADA NON-PROFIT  
CORPORATION,  
Real Party in Interest.

No. 59673

**FILED**

NOV 07 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY R. Malone  
DEPUTY CLERK

ORDER DISMISSING PETITION

Petitioner has filed a notice of withdrawal of its petition for writ of mandamus or, in the alternative, writ of prohibition, asserting that it has reached a settlement with the real party in interest in the underlying district court action. Petitioner's notice is treated as a motion for voluntary dismissal. Cause appearing, the motion is granted and this petition is dismissed. NRAP 42(b). The oral argument scheduled for November 14, 2012, at 11:30 a.m. in Carson City is hereby vacated.

It is so ORDERED.

CLERK OF THE SUPREME COURT  
TRACIE K. LINDEMAN

BY: Tracie K. Lindeman

cc: Hon. Susan Johnson, District Judge  
Bremer Whyte Brown & O'Meara, LLP  
Canepa Riedy & Rubino  
Lynch, Hopper & Salzano, LLP  
Kemp, Jones & Coulthard, LLP  
Carraway & Associates  
Robert C. Maddox & Associates/Reno  
Eighth District Court Clerk