

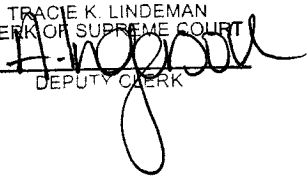
IN THE SUPREME COURT OF THE STATE OF NEVADA

MCFADDEN INSURANCE AGENCY,
INC.,
Petitioner,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
VALERIE ADAIR, DISTRICT JUDGE,
Respondents,
and
D.R. HORTON, INC.,
Real Party in Interest.

No. 60902

FILED

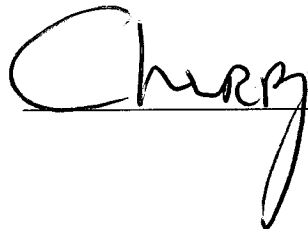
NOV 30 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges a district court order denying a motion to dismiss on election of remedies grounds. The parties have filed a joint motion to withdraw this petition based on their resolution of the underlying matter. We grant the motion and

ORDER the petition DISMISSED.

 _____, C.J.

cc: Hon. Valerie Adair, District Judge
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas
Brian Blankenship
Marquis Aurbach Coffing
Eighth District Court Clerk