

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
RONALD J. ISRAEL, DISTRICT
JUDGE,
Respondents,
and
D.R. HORTON, INC.,
Real Party in Interest.

No. 60903

FILED

NOV 30 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY: *A. Israel*
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.

Cherry _____, C.J.

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