IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID BARTMAN,

Appellant,

No. 63024

vs. 24 HOUR FITNESS,

Respondent.

NUV 0 1 2013

FILED

ORDER DISMISSING APPEAL

Pursuant to the settlement conference, the stipulation of the parties and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT TRACIE K. LINDEMAN

BY: Thomast Her

cc: Hon. Jessie Elizabeth Walsh, District Judge Carolyn Worrell, Settlement Judge William Palmer Law Group Thorndal Armstrong Delk Balkenbush & Eisinger/Las Vegas Eighth District Court Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER