

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID J. MITCHELL, AN
INDIVIDUAL,
Appellant,
vs.
HEARTLAND BANK, A MISSOURI
BANKING CORPORATION DOING
BUSINESS IN NEVADA,
Respondent.

No. 64695

FILED

OCT 06 2014

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

On September 22, 2014, appellant filed a document entitled, "Notice of Withdraw of Appeal," which we construe as a motion to voluntarily dismiss this appeal. The motion is granted, with the parties to bear their own fees and costs, NRAP 42(b), and we

ORDER this appeal DISMISSED.

CLERK OF THE SUPREME COURT
TRACIE K. LINDEMAN

BY: Tracie K. Lindeman

cc: Hon. Kathleen E. Delaney, District Judge
Stephen E. Haberfeld, Settlement Judge
Poli & Ball, P.L.C.
Gordon Silver
Eighth District Court Clerk