IN THE SUPREME COURT OF THE STATE OF NEVADA

DIANE VERDERBER, ROBERT BYINGTON, EUGENE W. HELMS, RUTH P. HELMS, GAYLE HELMS, SALLY SCHTEVIE, YOSSIE SCHTEVIE, EDWARD SOLTYS, INDIVIDUALLY AND ON BEHALF OF KEN SOLTYS, A MINOR,

Appellants,

VS.

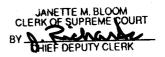
RENO HILTON RESORT CORPORATION, A NEVADA CORPORATION D/B/A RENO HILTON,

Respondent.

No. 37673

FILED

OCT 08 2001



ORDER DISMISSING APPEAL

On August 10, 2001, the district court filed a document entitled "Petition for Remand Pursuant to <u>Huneycutt v. Huneycutt</u>, 94 Nev. 79, 575 P.2d 585 (1978)." The district court states that upon remand it intends to enter an order granting appellants' motion for reconsideration and reversing the order appealed from. Under <u>Huneycutt</u>, appellants should have filed in this court a motion for remand, accompanied by an order of the district court certifying its intent to grant appellants' motion for reconsideration. Nevertheless, in the interest of judicial economy, we waive this procedural error, and grant the petition. Accordingly, we remand this matter to the district court pursuant to its certification, and we dismiss this appeal.

It is so ORDERED.

Agosti

Leavitt

J.

J.

J.

cc: Hon. Steven P. Elliott, District Judge Robert G. Berry, Settlement Judge Lyle & Murphy Greene & Associates Washoe County Clerk