

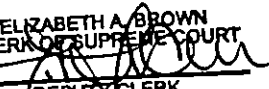
IN THE SUPREME COURT OF THE STATE OF NEVADA

LAND VIEW LLC, A CALIFORNIA
LIMITED LIABILITY COMPANY,
Appellant,
vs.
CITIMORTGAGE, INC., A NEW YORK
CORPORATION,
Respondent.

No. 89179

FILED

SEP 02 2025

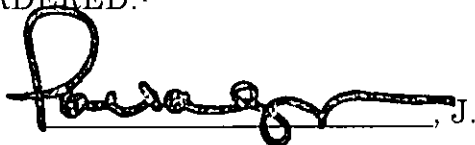
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

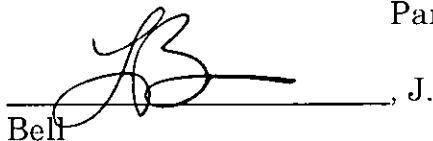
This is an appeal from a district court order vacating a preliminary injunction. Appellant has filed a motion to dismiss this appeal as moot because the district court has now entered an order dismissing the underlying case in its entirety, with prejudice. Appellant seeks a dismissal order directing that each party bear its own fees and costs. Respondent agrees that the appeal is moot but objects to the request that each party bear its own fees and costs.

As the parties agree this appeal is moot, the motion to dismiss is granted. This appeal is dismissed. NRAP 42. This dismissal is without prejudice to respondent's ability to seek fees and costs, if deemed warranted. *See Breedon v. Eighth Jud. Dist. Ct.*, 131 Nev. 96, 98–99, 343 P.3d 1242, 1243–44 (2015) (the voluntary dismissal of an appeal does not bar the award of costs under NRAP 39, or of attorney fees under NRAP 38, if the appeal is frivolous).

It is so ORDERED.¹

 J.

Parraguirre

 J.
Bell

 J.
Stiglich

¹Given this dismissal, no action will be taken on appellant's motion to stay briefing pending a decision on the motion to voluntarily dismiss or, alternatively for an extension of time to file the opening brief.

cc: Hon. Veronica Barisich, District Judge
Dana Jonathon Nitz, Settlement Judge
Hong & Hong
Wolfe & Wyman LLP/Las Vegas
Eighth District Court Clerk