

IN THE SUPREME COURT OF THE STATE OF NEVADA

GEO'S CHICAGO EATERY, LLC, A  
NEVADA LIMITED LIABILITY  
COMPANY, D/B/A GEO'S CHICAGO  
EATERY AND AMIGO'S GRILL  
RESTAURANT; AMIGO'S GRILL, LLC,  
A NEVADA LIMITED LIABILITY  
COMPANY, D/B/A GEO'S CHICAGO  
EATERY AND AMIGO'S GRILL  
RESTAURANT; AND GEORGE J.  
BUDD, AN INDIVIDUAL AND D/B/A  
GEO'S CHICAGO EATERY AND  
AMIGO'S GRILL RESTAURANT,

Appellants,

vs.

FLAMINGO-DECATUR PARTNERS,  
LLC, A NEVADA LIMITED LIABILITY  
COMPANY,

Respondent.

No. 40263

**FILED**

OCT 07 2004

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Ribande*  
CHIEF DEPUTY CLERK

ORDER LIFTING BANKRUPTCY STAY  
AND DISMISSING APPEAL


On March 12, 2003, this court entered an order noting that this appeal was stayed pursuant to the mandatory stay provisions of federal bankruptcy law. See 11 U.S.C. § 362(a). On July 1, 2004, this court entered an order that imposed sanctions on appellants' counsel, attorney Michael J. Harker, after he failed to respond to four orders from this court that directed him to file a bankruptcy status report.<sup>1</sup> That order also referred Mr. Harker to the State Bar of Nevada for investigation and again directed him to file a bankruptcy status report

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<sup>1</sup> Mr. Harker filed proof of payment of his \$1,000.00 sanction on July 15, 2004.

On July 15, 2004, appellants filed a "Status Report Regarding Bankruptcy and Request for Voluntary Dismissal." In this filing, Mr. Harker represents that appellant George J. Budd was granted a discharge from the bankruptcy proceeding on May 13, 2003. Attached is a copy of a bankruptcy court order that grants Mr. Budd a discharge. Accordingly, cause appearing, we hereby lift the stay of this appeal. Further, cause appearing, appellant's motion for a voluntary dismissal of this appeal is granted. This appeal is dismissed. NRAP 42(b).

It is so ORDERED.

  
\_\_\_\_\_, J.  
Rose

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

cc: Hon. Ronald D. Parraguirre, District Judge  
Lansford W. Levitt, Settlement Judge  
Graham, Wilde, Harker & Boggess  
Theresa M. Dowling, P.C.  
Clark County Clerk