

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY PLAN DEVELOPMENT, INC.;
AND THE HANOVER INSURANCE
COMPANY,

Appellants,

vs.

YAMAS CONTROLS SOUTHWEST,
INC.,

Respondent.

No. 42399

FILED

NOV 16 2004

JANETTE M. BLOOM
CLERK OF SUPREME COURT

BY *J. R. Harris*
CHIEF DEPUTY CLERK

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. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT
JANETTE M. BLOOM

BY: *Thomas J. Harris*

cc: Hon. Sally L. Loehrer, District Judge
I.R. Ashleman, Settlement Judge
Rawlings Olson Cannon Gormley & Desruisseaux
Haney, Woloson & Mullins
Clark County Clerk