

IN THE SUPREME COURT OF THE STATE OF NEVADA

UNLIMITED HOLDINGS, INC., A
NEVADA CORPORATION; FRED SASS,
TRUSTEE OF THE FSDRH TRUST;
AND KHUSROW ROOHANI, AN
INDIVIDUAL,

Appellants,


vs.

JOHN ELLIS AND DEBRA ESCANO,
Respondents.

No. 42777

FILED

APR 21 2005


JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  CHIEF DEPUTY CLERK

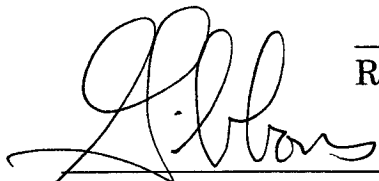
ORDER DISMISSING APPEAL

On January 26, 2005, this court entered an order remanding this matter to the district court pursuant to the district court's certification that it was inclined to vacate the judgment that is the subject of this appeal. See Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978). On February 28, 2005, appellant Khusrow Roohani filed a motion to dismiss this appeal. Roohani attaches to his motion a February 1, 2005, order of the district court that, in pertinent part, vacates its judgment entered November 5, 2003, which is the judgment that is the subject of this appeal. Roohani states that "[b]ecause the . . . [j]udgement from which Roohani appeals has been vacated, this appeal is moot." Counsel for the other appellants and for respondents have been served with the motion and have not opposed or otherwise responded to it.

Cause appearing, we grant appellant Roohani's motion for a voluntary dismissal of this appeal. This appeal is dismissed. NRAP 42(b).

It is so ORDERED.


_____, J.
Rose


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Hon. Jennifer Togliatti, District Judge
Hale Lane Peek Dennison & Howard/Las Vegas
Lynn A. Kirsch
Simon & Berman
Clark County Clerk