

IN THE SUPREME COURT OF THE STATE OF NEVADA

VIRGINIA HIGHLANDS, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Appellant,

vs.

STOREY COUNTY, A POLITICAL
SUBDIVISION OF THE STATE OF NEVADA,

Respondent.

No. 52619

FILED

DEC 21 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT

BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a petition for judicial review of a Storey County Commission decision denying an application to amend the Storey County Master Plan. First Judicial District Court, Storey County; Miriam Shearing, Judge.

The parties have filed a joint motion to dismiss this appeal pursuant to their settlement agreement, which they attached to their motion. Having reviewed the motion, we grant it, and we hereby dismiss this appeal.¹ In light of this order, we deny as moot appellant's October 22, 2009, motion for an extension of time to file the opening brief. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

Handwritten Signature, C.J.

¹In this, we express neither approval nor disapproval of the parties' settlement agreement.

cc: Chief Judge, First Judicial District
Hon. Miriam Shearing, Senior Justice
Jonathan L. Andrews, Settlement Judge
Kummer Kaempfer Bonner & Renshaw/Reno
Prezant & Mollath
Gunderson Law Firm
Keith Loomis
Storey County Clerk
Sunshine Reporting