Plaintiff dismisses its Complaint against Defendant with prejudice, each party to bear its own 2 attorneys' fees and costs. 3 DATED this 24 day of December, 2011. DATED this **2q** day of December, 2011. 4 **MORRIS PETERSON** KOELLER, NEBEKER, CARLSON 5 & HALUCK, LLP 6 By: By: 7 STEVE MORKIS, ESQ MEGAN K. DORSEY, ESQ Nevada Bar No. 1543 Nevada Bar No. 6959 8 AKKE LEVIN, ESQ. IAN P. GILLAN, ESQ. Nevada Bar No. 9102 Nevada Bar No. 9034 9 300 South Fourth Street, Suite 900 300 South Fourth Street, Suite 500 Las Vegas, NV 89101 Las Vegas, NV 89101 10 Attorneys for Defendant, Attorney for Plaintiff, TURNBERRY PAVILION PARTNERS, 11 M.J. DEAN CONSTRUCTION, INC. L.P. 12 ORDER 13 IT IS SO ORDERED. 14 15 United States District Court Magistrate Judge 16 January 10, 2012 DATED: 17 18 19 Respectfully Submitted By: 20 KOELLER NEBEKER CARLSON 21 & MALUCK, LLP 22 By MĖGAN ĶŽORŠEY, ESQ. 23 Nevada Bar No. 6959 IAN P. GILLAN, ESQ. 24 Nevada Bar No. 9034 300 South Fourth Street, Suite 500 25 Las Vegas, NV 89101 26 Attorneys for Defendant M.J. DEAN CONSTRUCTION, INC. 27

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