

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANCHISE TAX BOARD OF THE  
STATE OF CALIFORNIA,  
Appellant/Cross-Respondent,  
vs.  
GILBERT P. HYATT,  
Respondent/Cross-Appellant.

No. 53264

**FILED**

JUN 02 2009  
THADDEUS LINDEMAN  
CLERK OF SUPREME COURT  
BY *J. J. J.*  
DEPUTY CLERK

ORDER DENYING MOTION REQUESTING AN  
NRAP 33 PREHEARING CONFERENCE

Appellant/cross-respondent has filed a motion requesting a prehearing conference under NRAP 33. Respondent/cross-appellant has filed a timely objection to the request. Having reviewed the motion and the objection, we deny appellant/cross-respondent's motion requesting a prehearing conference.

It is so ORDERED.<sup>1</sup>

*J. J. J.*, C.J.

cc: Lemons Grundy & Eisenberg  
McDonald Carano Wilson LLP/Las Vegas  
McDonald Carano Wilson LLP/Reno  
Bullivant Houser Bailey  
Hutchison & Steffen, LLC  
Perkins Coie

<sup>1</sup>In light of our resolution, we deny as moot appellant/cross-respondent's motion to suspend briefing pending resolution of the motion for a prehearing conference.