

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

MICHAEL J. MONA, JR., AN  
INDIVIDUAL; AND RHONDA H.  
MONA, NON-PARTY,

Appellants,

v.

FAR WEST INDUSTRIES, A  
CALIFORNIA CORPORATION,

Respondent.

Case No.: 70857

EJDC Case No. A-12-670352-F

Electronically Filed  
Apr 19 2017 11:02 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**STIPULATION TO DISMISS APPEAL WITHOUT PREJUDICE**

Appellants Michael J. Mona, Jr., by and through counsel of record, Terry A. Coffing, Esq., Micah Echols, Esq. and Tye S. Hanseen, Esq., of the law firm Marquis Aurbach Coffing, and Rhonda H. Mona, by and through counsel of record, James E. Whitmire, Esq. of the law firm Santoro Whitmire and Robert L. Eisenberg, Esq. of the law firm Lemons, Grundy & Eisenberg, and Respondent Far West Industries, by and through counsel of record, F. Thomas Edwards, Esq. and Andrea M. Gandara, Esq. of Holley Driggs Walch Fine Wray Puzey & Thompson, hereby stipulate and agree as follows:

WHEREAS, on June 15, 2016, the Amended *Nunc Pro Tunc* Order Regarding Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (the "Subject Order") of the District Court for the Eighth Judicial District of the State of Nevada (the "District Court") was entered in the case of *Far West Industries v. Rio Vista Nevada, LLC, et al.*, Case No. A-12-670352-F.

WHEREAS, Appellants Michael J. Mona, Jr. (“Mr. Mona”) and Rhonda H. Mona (“Ms. Mona”) (collectively, the “Appellants”) filed a Joint Notice of Appeal of the Subject Order in the District Court on July 15, 2016, which Joint Notice of Appeal was electronically filed in this Court on July 22, 2016.

WHEREAS, this Court issued an Opinion in the case of *Rhonda Helene Mona and Michael J. Mona, Jr. v. The Eighth Judicial District of the State of Nevada, in and for the County of Clark; and the Honorable Joseph Hardy, Jr., District Judge*, Case No. 68434, which granted in part the Petition for a Writ of Mandamus or Prohibition challenging the District Court’s post-judgment sanctions order as to Ms. Mona. The Opinion further directed issuance of a writ of prohibition of the District Court to vacate the post-judgment sanctions order as to Ms. Mona.

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IT IS STIPULATED AND AGREED that in light of the Court's Opinion, which implicates the Subject Order as it relates to Ms. Mona, cause exists to dismiss this appeal without prejudice as moot.

**IT IS SO STIPULATED.**

Dated this 19<sup>th</sup> day of April, 2017.

**HOLLEY DRIGGS WALCH  
FINE WRAY PUZEY & THOMPSON**

/s/ F. Thomas Edwards  
F. THOMAS EDWARDS, ESQ.  
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*Attorneys for Respondent  
Far West Industries*

Dated this 19<sup>th</sup> day of April, 2017.

**MARQUIS AURBACH COFFING**

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Michael J. Mona, Jr.*

Dated this 19<sup>th</sup> day of April, 2017.

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**LEMONS, GRUNDY & EISENBERG**

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*Attorneys for Appellant  
Rhonda H. Mona*

## **CERTIFICATE OF MAILING**

I HEREBY CERTIFY that, on the 19<sup>th</sup> day of April, 2017, served via this court's electronic filing and service program a true and correct copy of the foregoing **STIPULATION TO DISMISS APPEAL WITHOUT PREJUDICE**, to the following:

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