

IN THE SUPREME COURT OF THE STATE OF NEVADA

LAS VEGAS DEVELOPMENT GROUP,
LLC, etc.,
Appellant,
vs.
THE BANK OF NEW YORK MELLON, etc.,
Respondent.

No. 81961

FILED

NOV 05 2020


ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

SETTLEMENT PROGRAM FINAL STATUS REPORT

After setting this matter for a "Zoom" Settlement Conference, following a Rule 16(b) Pre-Mediation Teleconference, and after having been in email communication with both sides' counsel today (November 4, 2020), the undersigned files the following Final Status Report of the proceedings:

- / / The parties have agreed to a settlement of this matter.
- / / The parties have not been able to agree to a settlement of this matter.
- / X / This appeal should be removed from the Court's Settlement Program --- and the date of the Settlement Conference in this matter, set for November 12, 2020, accordingly should be vacated --- for the following reasons:

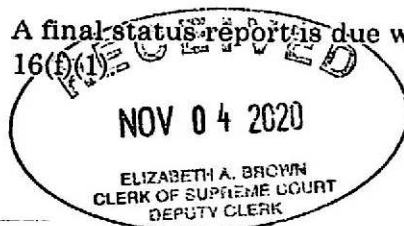
The case is not appropriate for mediation at this time and should be removed from the Court's Settlement Program. Counsel for both sides have firmly agreed, and have persuaded a skeptical undersigned Settlement Judge --- after inquiry, discussion and consideration --- that the settlement positions of the parties are and will remain intractably irreconcilable, such that any settlement efforts under the Court's Settlement Program, now or in the foreseeable future, would be futile.



Settlement Judge

The settlement judge shall file this report with the Supreme Court within 10 days from the date of any settlement conference. See NRAP 16(e)(3).

- A final status report is due within 180 days from assignment date. See NRAP 16(f)(1).
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20-70369