

IN THE SUPREME COURT OF THE STATE OF NEVADA

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COMSTOCK RESIDENTS
ASSOCIATION; JOE McCARTHY,

Appellants,

vs.

LYON COUNTY BOARD OF
COMMISSIONERS; COMSTOCK
MINING INCORPORATED,

Respondents.

_____ /

Case No. 83463
Electronically Filed
Apr 08 2022 10:03 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**STIPULATION TO DISMISS APPEAL AND VACATE FEE ORDER
AS TO LYON COUNTY**

Appellants/Plaintiffs Comstock Residents Association and Joe McCarthy
("Citizens") and Respondent/Defendant Lyon County Board of Commissioners
("Lyon County") hereby stipulate to the following:

1. On July 30, 2021, the District Court for the Third Judicial District issued an Order Granting Defendants' Motion for Attorneys' Fees in favor of Lyon County and Comstock Mining Company, Inc. ("Fee Order").
2. Citizens timely appealed the Fee Order.
3. Citizens and Lyon County have reached a settlement of the matters encompassed by the Fee Order and this appeal.
4. Citizens shall contribute \$500 to a non-profit organization operating within Lyon County, within 60 days of the filing of this stipulation.

5. Lyon County agrees to entry of an order by the Supreme Court dismissing Citizens' Appeal and vacating the Fee Order as to the fees awarded to Lyon County.

6. Citizens and Lyon County shall each bear their own fees and costs of appeal.

NOW THEREFORE Citizens and Lyon County jointly request that the Court enter an order dismissing Citizens' appeal as to Lyon County and vacating the District Court's July 30, 2021 Order Granting Defendants' Motion for Attorneys' Fees as to Lyon County for the purpose of effectuating this settlement.

DATED: April 8, 2022

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CERTIFICATE OF SERVICE

I certify on April 8, 2022, a copy of the foregoing document was electronically filed with the Clerk of the Court for the Nevada Supreme Court by using the Nevada Supreme Court's E-Filing system (E-Flex). Participants in the case who are registered with E-Flex as users will be served by the EFlex system.

/s/ John L. Marshall