

FILED

MAY 07 2010

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

SIDNEY JACOBS,

Plaintiff - Appellant,

v.

MANDALAY CORP., DBA Mandalay  
Bay Resort and Casino,

Defendant - Appellee.

No. 09-15293

D.C. No. 2:08-cv-00636-RLH-  
LRL

District of Nevada,  
Las Vegas

ORDER

Appeal from the United States District Court  
for the District of Nevada  
Roger L. Hunt, Chief District Judge, Presiding

Argued and Submitted March 8, 2010  
San Francisco, California

Before: HALL, NOONAN and THOMAS, Circuit Judges.

Appellant waives this appeal. It is therefore **DISMISSED**. The parties shall  
bear their own costs.