

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANCIS SANTI, INDIVIDUALLY,
AND AS ADMINISTRATRIX OF THE
ESTATE OF DIANA SANTI,
DECEASED,

Appellant,

vs.

CIRCUS CIRCUS CASINOS, INC., AND
MANDALAY RESORT GROUP,

Respondents.

No. 45230

FILED

NOV 16 2005

JANETTE M. BLOOM
CLERK OF SUPREME COURT
J. Richards
CLERK

ORDER DISMISSING APPEAL

This appeal was docketed in this court on May 12, 2005. On that date, this court issued a notice informing appellant that the docketing statement must be filed within 15 days of the docketing of the appeal. See NRAP 14(b). The notice was accompanied by a blank docketing statement.

Because appellant failed to timely file the docketing statement, on June 15, 2005, this court entered an order that, among other things, directed appellant to file the docketing statement within 10 days. Our order also reinstated briefing and directed appellant to request transcripts in compliance with NRAP 9(a) within 15 days and to file the opening brief and appendix within 90 days. We cautioned appellant that failure to timely comply might result in the imposition of sanctions, including dismissal of this appeal. See NRAP 14(c).

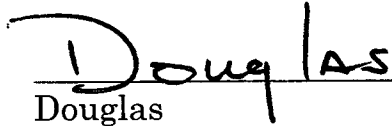
Because appellant still failed to file the docketing statement and also failed to comply with NRAP 9(a), on September 14, 2005, this court entered a second order directing appellant to file these documents. In our order, we strongly cautioned appellant that failure to timely comply


with this order may result in the immediate dismissal of this appeal as abandoned. See NRAP 9(a)(3) and 14(c).

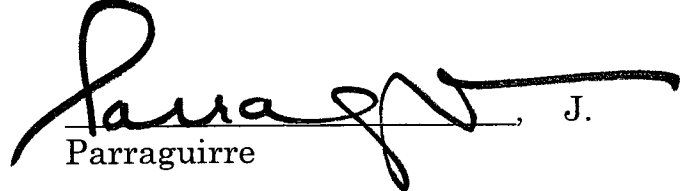
To date, appellant has failed to comply with two orders issued by this court to file the docketing statement and to comply with NRAP 9(a). In addition, we note that appellant has now also failed to timely file the opening brief and appendix. Finally, appellant has not otherwise communicated with this court regarding the status of this appeal.

On October 18, 2005, respondents filed an "Answering Brief *or in the alternative* Motion to Dismiss." In this document, respondents argue that appellant's appeal should be dismissed for failing to comply with the orders of this court. Cause appearing, we grant respondents' motion and order this appeal dismissed as abandoned. Id.

It is so ORDERED.


_____, J.
Douglas


_____, J.
Rose


_____, J.
Parraguirre

cc: Hon. Jennifer Togliatti, District Judge
Fassett & Cardoza
Lionel Sawyer & Collins/Las Vegas
Clark County Clerk