

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES MICHAEL TARTISEL,  
Appellant,  
vs.  
SAMANTHA R. TARTISEL, N/K/A  
SAMANTHA BLACKFORD,  
Respondent.

No. 46114

**FILED**

DEC 27 2005

ORDER DISMISSING APPEAL

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. R. [Signature]*  
DEPUTY CLERK

This proper person appeal challenges a September 13, 2005 district court order modifying custody, support and visitation. First Judicial District Court, Carson City; Michael R. Griffin, Judge

Appellant's notice of appeal was filed in this court on October 17, 2005. When the notice of appeal was filed, appellant was mailed a civil proper person appeal statement and other documents, as part of the pilot program for proper person civil appeals.<sup>1</sup> As noted in the instructions accompanying the documents mailed to appellant, appellant was required to file his appeal statement within forty days from the date his appeal was filed in this court.<sup>2</sup> The instructions further explained that if appellant failed to file the appeal statement by that date, this court would dismiss the appeal.<sup>3</sup>

---

<sup>1</sup>See ADKT No. 385 (Order Establishing Pilot Program in Civil Appeals, June 10, 2005).

<sup>2</sup>Id., Exhibit A (Instructions for Civil Litigants Without Attorneys).

<sup>3</sup>Id.

In addition, on November 22, 2005, this court issued a second notice to appellant that the filing fee was due, and directed him to, within fifteen days, either pay the fee or demonstrate that a proper motion for leave to proceed in forma pauperis had been filed in the district court. We cautioned appellant that his failure to comply with the November 22 order could result in the dismissal of his appeal as abandoned.

Although appellant's appeal statement was due on November 28, 2005, and his time in which to comply with the November 22 order expired on December 7, 2005,<sup>4</sup> appellant has failed to respond in any way to this court's directives. Consequently, we conclude that appellant has abandoned his appeal,<sup>5</sup> and we

ORDER this appeal DISMISSED.

Douglas, J.  
Douglas

Rose, J.  
Rose

Parraguirre, J.  
Parraguirre

cc: Hon. Michael R. Griffin, District Judge  
James Michael Tartisel  
Clifton J. Young  
Carson City Clerk

---

<sup>4</sup>See NRAP 26(a).

<sup>5</sup>See ADKT No. 385 (Order Establishing Pilot Program in Civil Appeals, June 10, 2005); NRAP 3(f).