

IN THE SUPREME COURT OF THE STATE OF NEVADA

OSCAR GUZMAN,
Appellant,
vs.
KELLIE PERKINS,
Respondent.

No. 51716

FILED

JUN 12 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a final order regarding child custody and child support. Eighth Judicial District Court, Family Court Division, Clark County; Gerald W. Hardcastle, Judge.

On May 9, 2008, this court entered an order granting a stay of the underlying proceedings as part of a related appeal from the district court's order denying appellant's motion for a change of venue in the same case.¹ Our May 9 order concluded that appellant had filed a motion for a stay of the underlying proceedings in the district court on February 15, 2008, which, pursuant to NRAP 3A(b)(4), the district court was required to grant.² As noted in our May 9 order, instead of ruling on appellant's stay motion, the district court conducted a bench trial on April 22, 2008.³ After the bench trial, the district court entered a final order resolving custody and support issues on May 8, 2008. It is this May 8 district court order


¹See Guzman v. Perkins, Docket No. 51134 (Order Granting Stay, May 9, 2008).

²Id.

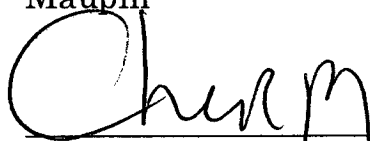
³Id.

that appellant seeks to challenge in this appeal. The May 9 order entered in Docket No. 51134, however, specifically stated that all orders and actions taken by the district court after appellant filed his motion for a stay in the district court on February 15, 2008, were vacated. Thus, pursuant to our May order, the district court order appellant seeks to challenge in the instant appeal has been vacated. Because the district court challenged in this appeal has been vacated, this appeal is now moot.⁴ Accordingly, we

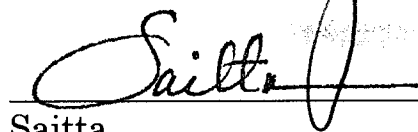
ORDER this appeal DISMISSED.⁵

 _____, J.

Maupin

 _____, J.

Cherry

 _____, J.

Saitta

cc: Hon. Gerald W. Hardcastle, District Judge, Family Court Division
Oscar Guzman
D. Bruce Anderson
Eighth District Court Clerk

⁴See University of Nevada v. Tarkanian, 95 Nev. 389, 394, 594 P.2d 1159, 1162 (1979) (recognizing that this court's duty is to enter a judgment on actual controversies so that the judgment is effective, and that this court should not give opinions upon moot questions).

⁵In light of this order, appellant need not file the civil proper person appeal statement sent to him on May 23, 2008. Additionally, in light of this order, we deny as moot appellant's request for transcripts.