

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRETT JOSEPH CARIVEAU,
Appellant,
vs.
HOLLY RENEE MARTIN,
Respondent.

No. 52980

FILED

DEC 04 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from a district court order denying appellant's ex parte motion regarding child custody. Second Judicial District Court, Family Court Division, Washoe County; Frances Doherty, Judge.

This court will not disturb the district court's custody decision absent a clear abuse of discretion. Sims v. Sims, 109 Nev. 1146, 865 P.2d 328 (1993). Having reviewed the appellate record and appellant's proper person civil appeal statement, we conclude that the district court did not abuse its discretion when it denied appellant's ex parte motion regarding child custody. Accordingly, we

ORDER the judgment of the district court AFFIRMED.¹

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

¹In light of this order, we deny as moot all pending motions in this matter.

cc: Hon. Frances Doherty, District Judge, Family Court Division
Brett Joseph Cariveau
Holly Renee Martin
Washoe District Court Clerk