

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEF, LLC D/B/A A BEAR
CONSTRUCTION, A NEVADA
LIMITED LIABILITY COMPANY,
Appellant,


vs.

THE ROMAN CATHOLIC BISHOP OF
LAS VEGAS, AND HIS SUCCESSORS,
A CORPORATION SOLE,
Respondents.

No. 53694

FILED

NOV 12 2009

TRACE K. LINDEMAN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK


ORDER DISMISSING APPEAL


This court previously granted a motion to withdraw filed by former counsel for appellant. In that order, we directed appellant to retain new counsel and cause new counsel to file a notice of appearance with this court by September 21, 2009. We also cautioned appellant that failure to retain new counsel may result in dismissal of this appeal because, as an entity, appellant cannot proceed in proper person and must be represented by a licensed Nevada attorney. See State v. Stu's Bail Bonds, 115 Nev. 436, 436 n.1, 991 P.2d 469, 470 n.1 (1999) (noting that "business entities are not permitted to appear, or file documents, in proper person"); Salman v. Newell, 110 Nev. 1333, 1336, 885 P.2d 607, 608 (1994) (observing that no statute or rule permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in proper person); Sunde v. Contel of California, 112 Nev. 541, 542-43, 915 P.2d 298, 299 (1996) (explaining that non-lawyers may not represent entities in court).

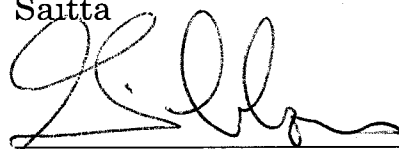
As of the date of this order, there has been no response to our previous order. Thus, it appears appellant will not be retaining new

counsel and has abandoned this appeal. Accordingly, we dismiss this appeal.

It is so ORDERED.


_____, J.
Cherry


_____, J.
Saitta


_____, J.
Gibbons

cc: Hon. Michael Villani, District Judge
William C. Turner, Settlement Judge
DEF, LLC
Fennemore Craig, P.C./Las Vegas
Eighth District Court Clerk