

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF: S.C., A MINOR.

No. 54199

ARASH H.,  
Appellant,  
vs.  
STATE OF NEVADA DEPARTMENT  
OF FAMILY SERVICES AND S.C.,  
Respondents.

**FILED**

**NOV 06 2009**

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

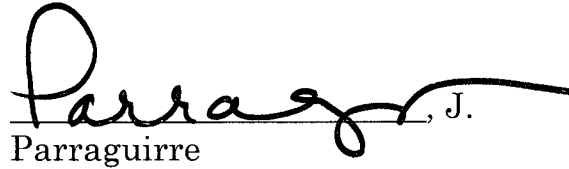
ORDER OF REMAND AND DISMISSING APPEAL

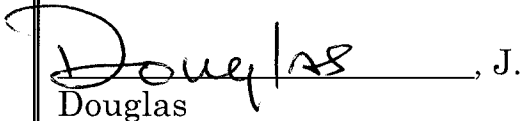
This is an appeal from a district court order denying appellant's NRCP 60(b) motion to set aside a judgment. Eighth Judicial District Court, Family Court Division, Clark County; Cynthia Dianne Steel, Judge.

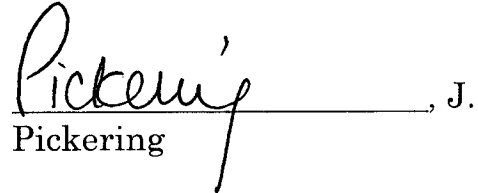
Appellant has filed a motion requesting that this court remand jurisdiction to the district court so that it may resolve appellant's NRCP 60(b) motion for relief. Appellant's unopposed motion is supported by the district court's certification that it is inclined to grant appellant's requested relief. Having considered the motion for remand, we remand this matter to the district court under Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978). Because the district court's inclination to grant appellant's NRCP 60(b) relief renders this appeal moot, we dismiss this appeal. If either party is aggrieved by the district court's order following remand and wishes to challenge it on appeal, that party must thereafter

file a timely notice of appeal from the district court's written order in accordance with NRAP 4(a).<sup>1</sup>

It is so ORDERED.<sup>2</sup>

  
Parraguirre, J.

  
Douglas, J.

  
Pickering, J.

cc: Hon. Cynthia Dianne Steel, District Judge, Family Court Division  
Jimmerson Hansen  
Clark County District Attorney David J. Roger/Juvenile Division  
Legal Aid Center of Southern Nevada  
Eighth District Court Clerk

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<sup>1</sup>Any such notice of appeal shall be docketed as a new matter in this court, as this order constitutes the final disposition of this appeal.

<sup>2</sup>On August 6, 2009, this court issued a notice directing appellant to provide us with proof of service of his August 6, 2009, motions on respondents within ten days. When appellant failed to file the proof of service or otherwise communicate with this court, we directed appellant to file the proof of service no later than September 18, 2009. Appellant was advised that the failure to comply with our directive may result in the imposition of sanctions. Appellant did not respond to our directive until October 15, 2009. In light of this order, we determine that sanctions will not be imposed, but we admonish counsel for failing to timely comply with our directives.