

IN THE SUPREME COURT OF THE STATE OF NEVADA

MIRABELLA FOUNDATION,
Appellant,
vs.
STEWART TITLE OF NEVADA, A
NEVADA CORPORATION,
Respondent.

No. 54290

FILED

JUN 10 2010

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

ORDER DISMISSING APPEAL

This is an appeal from a district court order dismissing appellant's counterclaim. Eighth Judicial District Court, Clark County; Jackie Glass, Judge.

Briefing was reinstated in this appeal on September 25, 2009, with the opening brief and appendix due December 24, 2009. When the brief and appendix were not timely filed, this court issued a notice to file the documents within 15 days, so that they were required to be filed by January 19, 2010. The notice cautioned appellant that failure to comply would result in the imposition of sanctions, which could include dismissal of the appeal. To date, appellant has neither filed the opening brief and appendix nor communicated with this court in any way. Accordingly, we conclude that appellant has abandoned this appeal, and we

ORDER this appeal DISMISSED.

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

cc: Hon. Jackie Glass, District Judge
Nathaniel J. Reed, Settlement Judge
Alda A. Anderson
Edgar C. Smith
Eighth District Court Clerk