

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE BARTON
LEE HAZLEWOOD SEPARATE
PROPERTY TRUST DATED
SEPTEMBER 15, 2005

No. 55692

MARVIN ZOLT AND JEANE
HAZLEWOOD, CO-TRUSTEES OF
THE BARTON LEE HAZELWOOD
SEPARATE PROPERTY TRUST
DATED SEPTEMBER 15, 2005,
Appellants,

vs.

NAOMI HAZLEWOOD; DEBRA
HAZLEWOOD LESSER; AND MARK
HAZLEWOOD,
Respondents.

FILED

JAN 18 2011

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

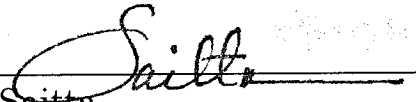
ORDER DISMISSING APPEAL

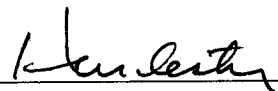
This is an appeal from a district court order determining the distribution of certain trust assets. Eighth Judicial District Court, Clark County; Lee A. Gates, Judge.

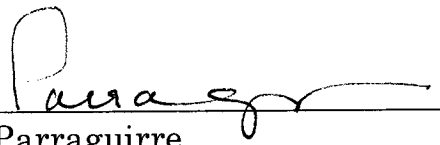
Briefing in this appeal has been completed. Appellants failed to file an appendix with their opening brief and respondents have moved in their answering briefs for dismissal of the appeal based on this failure. See NRAP 31(d). Appellants did not file a reply brief or other opposition to respondents' motion to dismiss, and they have not otherwise attempted to correct their failure to file an appendix. Accordingly, we dismiss the appeal. NRAP 31(d); cf. Cuzze v. Univ. & Cmty. Coll. Sys. of Nev., 123 Nev. 598, 603, 172 P.3d 131, 135 (2007) (stating that "appellants are responsible for making an adequate appellate record" and "[w]hen an appellant fails to include necessary documentation in the record, we

necessarily presume that the missing portion supports the district court's decision").

It is so ORDERED.


Saitta, J.


Hardesty, J.


Parraguirre, J.

cc: Hon. Lee A. Gates, District Judge
Robert F. Saint-Aubin, Settlement Judge
Trent, Tyrell & Phillips
Lee A. Drizin, Chtd.
Solomon Dwiggin & Freer
Eighth District Court Clerk