

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN LAWRENCE RACE,
Appellant,
vs.
AMY LOUISE THUESON,
Respondent.

No. 56387

FILED

APR 07 2011

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

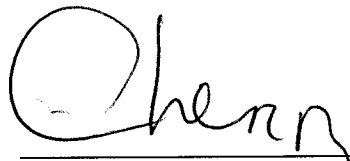
ORDER OF AFFIRMANCE


This is a proper person appeal from a district court post-divorce decree order regarding child custody. Eighth Judicial District Court, Family Court Division, Clark County; Frank P. Sullivan, Judge.


The record shows that there was a substantial change in circumstances and that it was in the child's best interest to modify custody, and thus, the district court did not abuse its discretion in modifying the child custody arrangement. See Wallace v. Wallace, 112 Nev. 1015, 922 P.2d 541 (1996) (providing that a district court's child custody decision will not be overturned absent an abuse of discretion); Ellis v. Carucci, 123 Nev. 145, 161 P.3d 239 (2007) (providing that custody may be modified if the moving party demonstrates a substantial change in circumstances that affects the child's welfare and the child's best interest is served by the modification); NRS 125.480(1) ("[T]he sole consideration of the court [in child custody matters] is the best interest of the child.") Having considered appellant's civil proper person appeal statement and

the appellate record, we affirm the district court's order modifying custody.

It is so ORDERED.


_____, J.
Cherry


_____, J.
Gibbons


_____, J.
Pickering

cc: Hon. Frank P. Sullivan, District Judge, Family Court Division
John Lawrence Race
Benjamin B. Childs
Eighth District Court Clerk