

IN THE SUPREME COURT OF THE STATE OF NEVADA

JEFFREY J. BALCH,

Appellant,

vs.

JACK I. MCAULIFFE, INDIVIDUALLY,  
AND JACK I. MCAULIFFE CHARTERED,

Respondents.

No. 35287

**FILED**

**JUL 09 2001**

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

By letter dated December 21, 2000, attorney James A. Stone notified appellant Jeffrey Balch of Mr. Stone's request to be transferred to inactive status. In his letter Mr. Stone notified appellant that he would not be able to represent appellant further in this appeal and urged appellant to "obtain counsel immediately to review [his] file to determine what, if anything, needs to be done in [his] case."

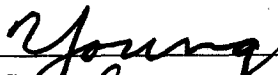
Because new counsel had not yet entered an appearance on behalf of appellant, on April 5, 2001, we entered an order directing Mr. Balch to retain new counsel and cause new counsel to enter an appearance with this court within thirty days of the date of that order. Although we attempted to serve a copy of that order on Mr. Balch at the address provided to us by Mr. Stone, the order was returned to this court as undeliverable. Accordingly, it appears that Mr. Balch has moved and this court is unable to communicate with him.

To date, appellant has not notified this court of any address change or otherwise communicated with this court, nor has new counsel entered an appearance on behalf of appellant. Because it appears that Mr. Balch has abandoned this appeal, we dismiss this appeal as abandoned.


01-11463

On April 2, 2001, and May 17, 2001, respondents filed motions requesting dismissal of this appeal based on appellant's failure to file documents with this court. Because we dismiss this appeal as abandoned, we deny, as moot, respondents' motions to dismiss.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Young

  
\_\_\_\_\_, J.  
Leavitt

  
\_\_\_\_\_, J.  
Becker

cc: Hon. Janet J. Berry, District Judge  
Wait & Schaffer  
William E. Bernard  
Jeffrey J. Balch  
Washoe County Clerk