

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOANNE NEWTON,

Appellant,

vs.

NORTH LAS VEGAS POLICE  
DEPARTMENT; CITY OF NORTH LAS  
VEGAS; COUNTY OF CLARK, A  
POLITICAL SUBDIVISION OF THE  
STATE OF NEVADA; AND HARLEY  
MORGAN, BOTH INDIVIDUALLY AND AS  
A POLICE OFFICER WITH THE NORTH  
LAS VEGAS POLICE DEPARTMENT,

Respondents.

No. 35359

**FILED**

DEC 27 1999

BY *[Signature]*  
ANNE T. BLOOM  
CLERK OF SUPREME COURT  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal, from a judgment of the Eighth Judicial District Court entered in Case No. A260690 on December 1, 1993. Appellant filed the notice of appeal with the clerk of the district court on December 30, 1993. Thereafter, appellant failed to take necessary steps to cause the record on appeal to be transmitted to the clerk of this court. See NRAP 11(a)<sup>1</sup>; see also, City of Las Vegas v. Int'l Ass'n Firefighters, 110 Nev. 449, 874 P.2d 735 (1994) (the Nevada Rules of Appellate Procedure place the burden of ensuring timely transmission of the record on appeal on the appellant). Consequently, this appeal was never docketed with this court.

The district court clerk recently made this court aware of the existence of this appeal and transmitted to the clerk of this court an abbreviated record. Cause appearing, the clerk of this court shall docket the appeal and file the abbreviated record. Nevertheless, appellant having failed to take any steps in furtherance of the prosecution of this

appeal, we hereby dismiss this appeal as abandoned. See NRAP 3(a) (while failure to take any steps other than the filing of a notice of appeal does not affect the appeal's validity, it may be grounds for dismissal of the appeal).<sup>2</sup>

It is so ORDERED.

Mausin, J.  
Shearing, J.  
Becker, J.

cc: Hon. Nancy M. Saitta, District Judge  
City of North Las Vegas City Attorney  
Potter Law Offices  
Joanne Newton  
Clark County Clerk

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<sup>1</sup> The Nevada Rules of Appellate Procedure in effect prior to the September 1, 1996, revisions and amendments govern this appeal.

<sup>2</sup> The clerk of this court shall return to the Potter Law Offices the filing fee transmitted with the abbreviated record.