

IN THE SUPREME COURT OF THE STATE OF NEVADA

DORIS NEHME,  
Appellant,

vs.

BAC HOME LOANS SERVICING, LP, A  
FOREIGN ENTITY,  
Respondent.

No. 60593

**FILED**

NOV 29 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *T. Malone*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

On September 6, 2012, respondent filed a motion to dismiss this appeal for appellant's failure to prosecute. No opposition has been filed. Accordingly, we grant the motion, and we dismiss this appeal. See NRAP 31(d). In so doing, we point out that appellant's counsel, Dean Y. Kajioka, has twice been notified to file the overdue transcript request form, but he failed to do so. Most recently, Mr. Kajioka failed to comply with this court's July 11, 2012, conditional sanctions order, which directed him to pay \$500 to the supreme court law library and provide proof of that payment by July 26, 2012. The sanctions would have been vacated automatically if Mr. Kajioka filed and served the transcript request form.<sup>1</sup>

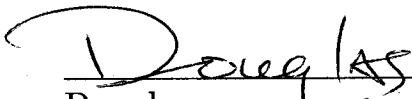
Accordingly, the \$500 sanction remains due. Mr. Kajioka shall have 11 days from the date of this order to pay the sanction and provide this court with proof of such payment. Failure to comply with this

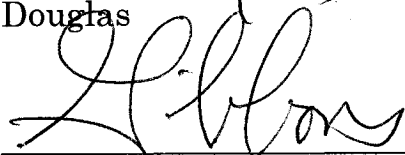
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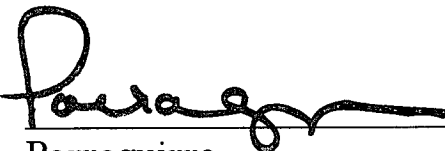
<sup>1</sup>Mr. Kajioka also failed to file the opening brief, which was due by August 7, 2012.

order will result in further sanctions, including Mr. Kajioka's referral to the State Bar of Nevada. The parties shall bear their own attorney fees and costs, if any.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Parraguirre

cc: Eighth Judicial District Court, Dept. 14  
Kajioka & Bloomfield  
McCarthy & Holthus, LLP/Las Vegas  
Supreme Court Law Library  
Eighth District Court Clerk