

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL P. ANSELMO,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK, AND THE
HONORABLE MARK R. DENTON, DISTRICT
JUDGE,

Respondents.

No. 36185

FILED

JUN 14 2000

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


ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This is an original proper person petition for a writ of mandamus. Petitioner asks that this court order the respondent judge to consider his petition to seal his criminal record. Petitioner asserts that he filed the petition on May 28, 1997, and that since that time, the district court has failed to address the petition in any way. The petition to this court does not satisfy any of the procedural requirements of NRAP 21 or NRS Chapter 34, in that petitioner failed to serve the respondent judge, see NRAP 21(a), failed to include an affidavit from the party beneficially interested, see NRS 34.170, and failed to include copies of the parts of the record necessary to an understanding of the matter, see NRAP 21(a).¹

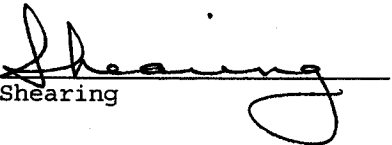
¹We further note that petitioner has failed to pay the filing fee required by NRS 2.250(1)(a). Although petitioner submitted a motion for leave to appear in forma pauperis to this court pursuant to NRAP 24(a), NRAP 24 by its terms applies to appeals from district court actions. We nevertheless conclude that petitioner has demonstrated good cause to waive the filing fee. See NRAP 21(e). Although petitioner was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from petitioner.

Accordingly, we deny the petition. See NRAP 21(b);
NRS 34.170; State ex rel. Dep't Transp. v. Thompson, 99 Nev.
358, 662 P.2d 1338 (1983).²

It is so ORDERED.³



Maupin J.



Shearing J.



Becker J.

cc: Hon. Mark R. Denton, District Judge
Attorney General
Michael P. Anselmo
Clark County Clerk

²Although we deny this petition based on the procedural deficiencies, we note that a review of the district court docket sheet indicates that petitioner is correct in his assertion that no action has been taken on his petition in over three years. It thus appears that this matter should be resolved by the district court at its earliest convenience.

³We direct the clerk of this court to amend the caption on this court's docket so that it is consistent with the caption on this order.