

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

IN THE MATTER OF THE ESTATE OF  
ALBERTO VENEZIA, DECEASED.

No. 68015

REX, LLC; AND ZOLT SZORENYI,  
Appellants,  
vs.  
THE ESTATE OF ALBERTO VENEZIA,  
Respondent.

**FILED**

AUG 24 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF REVERSAL AND REMAND*

Zolt Szorenyi and REX, LLC, appeal from a district court order granting Respondent Estate of Alberto Venezia's objection to a probate commissioner's report and recommendations and confirming the sale of real property. Eighth Judicial District Court, Clark County; Gloria Sturman, Judge.

The Nevada Supreme Court issued three orders that directed respondent to file an answering brief, yet respondent failed to do so. Further, respondent's "Response to Order Conditionally Imposing Sanctions And/Or Respondent's Answering Brief" did not address the arguments appellants raised in their opening brief. Therefore, respondent "inexcusably disregarded applicable appellate procedures [and] court orders." *Polk v. State*, 126 Nev. 180, 185, 233 P.3d 357, 360 (2010). Consequently, this court considers respondent's failure to file a proper answering brief as a confession of error. See NRAP 31(d)(2); *Polk*, 126 Nev. at 185, 233 P.3d at 360. Accordingly, we

ORDER the judgment of the district court REVERSED AND REMAND this matter to the district court for entry of an order adopting the probate commissioner's report and recommendations.

Silver, C.J.  
Silver

Tao, J.  
Tao

Gibbons, J.  
Gibbons

cc: Hon. Gloria Sturman, District Judge  
John Walter Boyer, Settlement Judge  
Davis/Stibor  
Phillips Ballenger  
Eighth District Court Clerk