

IN THE SUPREME COURT OF THE STATE OF NEVADA

TIMOTHY SAVALA, II,
Appellant,
vs.
AMY BURNS,
Respondent.

No. 74320

FILED

JUN 01 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion to relocate minor child. Eighth Judicial District Court, Family Court Division, Clark County; Denise L. Gentile, Judge.

Pursuant to this court's notice to file documents, filed on November 21, 2017, appellant's opening brief and appendix were due to be filed in this court on or before March 21, 2018. Appellant failed to file the documents by that date, however, he filed an untimely motion for an extension of time on March 30, 2018. The untimely motion was granted by this court on April 4, 2018, and appellant was ordered to file the opening brief and appendix on or before April 11, 2018. On April 9, 2018, appellant filed the opening brief, which contains sparse references to the district court record, but did not file an appendix.

On May 3, 2018, respondent electronically filed a motion to dismiss the appeal based on appellant's failure to file an appendix, see NRAP 28(e)(1) (requiring every assertion in briefs pertaining to matters in the record to be supported by a cite to the appendix where the matter relied upon is to be found); NRAP 30(e) (stating that an appellant's appendix shall be served and filed with the opening brief); NRAP 31(d)(1) (permitting a respondent to move for dismissal of an appeal where an appellant fails to

cc: Hon. Denise L. Gentile, District Judge, Family Court Division
The Grimes Law Office
Fine Carman Price
Eighth District Court Clerk