

IN THE SUPREME COURT OF THE STATE OF NEVADA

ABDELAZIZ DOURAID,

Appellant,

vs.

EDITH GARCIA DOURAID,

Respondent.

No. 36702

**FILED**

JAN 03 2001

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

ORDER DISMISSING APPEAL

On November 2, 2000, appellant's counsel, Lizzie R. Hatcher, filed a motion to dismiss this appeal. Attached to the motion is an affidavit, signed by attorney Hatcher, stating the basis for the motion. In the affidavit, attorney Hatcher states that she believes appellant has left the country and that she has no means of contacting him. Attorney Hatcher further states that she cannot proceed with this appeal in good faith. Based on attorney Hatcher's affidavit, it appears that appellant has abandoned this appeal. Accordingly, cause appearing, we grant appellant's motion and dismiss this appeal as abandoned.

In her November 6, 2000 response to appellant's motion to dismiss this appeal, respondent requests this court to sanction appellant for filing a frivolous appeal. Because we have not considered the merits of this appeal, we cannot determine whether it is a frivolous appeal. Accordingly, we deny respondent's request for sanctions against appellant.

It is so ORDERED.

*Shearing* \_\_\_\_\_, J.  
*Quest* \_\_\_\_\_, J.  
*Levitt* \_\_\_\_\_, J.

cc: Hon. William O. Voy, District Judge, Family Division  
Lansford W. Levitt, Settlement Judge  
Lizzie R. Hatcher  
James Alan Wagner  
Clark County Clerk