

IN THE SUPREME COURT OF THE STATE OF NEVADA

JERMAINE DERRELL TURNER, A/K/A
JERMAINE DERRELL COOPER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 74034

FILED

AUG 09 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

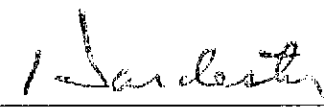
This is a pro se appeal from a district court order dismissing a postconviction petition for a writ of habeas corpus. Fifth Judicial District Court, Nye County; Robert W. Lane, Judge.

On April 12, 2018, we entered an order instructing that appellant's personal representative, if any, should file a motion for substitution in this court pursuant to NRAP 43 within 90 days if he or she wished to proceed with this appeal. See NRAP 43(a); *Brass v. State*, 129 Nev. 527, 306 P.3d 393 (2013); see also *Walker v. Burkham*, 68 Nev. 250, 253-54, 229 P.2d 158, 160 (1951) ("Upon the death of a party . . . the [action] cannot proceed until someone is substituted for the decedent . . ."). We stated that if no personal representative was substituted within that time, this appeal would be dismissed. See *Brass*, 129 Nev. at 530, 306 P.3d at 395. To date, no personal representative has filed a motion for substitution or otherwise communicated with this court. Accordingly, we

ORDER this appeal DISMISSED.

 J.
Pickering

 J.
Gibbons

 J.
Hardesty

cc: Hon. Robert W. Lane, District Judge
Jermaine Derrell Turner
Attorney General/Carson City
Nye County District Attorney
Nye County Clerk