

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERVIN MIDDLETON, JR.,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,

IN AND FOR THE COUNTY OF

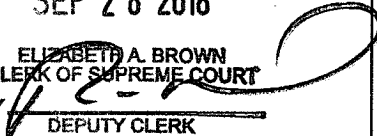
CLARK,

Respondent.

No. 76388

**FILED**

SEP 28 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER DENYING MOTION FOR RECONSIDERATION  
AND DISMISSING PETITION*

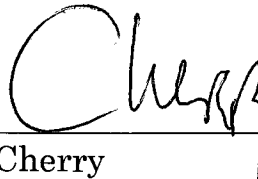
This pro se petition was filed on July 17, 2018, without payment of the requisite filing fee. On July 31, 2018, petitioner filed a common law petition for writ of madamus indicating that the district court granted him a fee waiver in the underlying civil action filed below. However, because the matter in this court concerned an original writ proceeding, this court entered an order on August 9, 2018, directing petitioner to submit an application to proceed in forma pauperis to this court in the first instance. Petitioner challenged that order, arguing that he was entitled to proceed with his petition without payment of the filing fee. Further, he failed to provide financial information to support his request for a waiver of the filing fee. This court entered an order on August 24, 2018, denying his request to proceed in forma pauperis, as he had not established his indigency. The order advised petitioner to pay the filing fee by September 10, 2018, or his petition would be dismissed.

On September 6, 2018, petitioner filed a document that appears to challenge this court's August 9, 2018, order, which he previously



challenged, and the August 24, 2018, order. We construe petitioner's document as a motion for reconsideration. See NRAP 27(c)(2). Having considered petitioner's submissions, we conclude that no relief is warranted and order this petition dismissed.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Stiglich

cc: Ervin Middleton, Jr.  
Attorney General/Carson City  
Eighth District Court Clerk