


IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS WAYNE CRUMP,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 76051

FILED

OCT 18 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order dismissing a postconviction petition for writ of habeas corpus. Eighth Judicial District Court, Clark County; Kathleen E. Delaney, Judge.

On July 11, 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 by September 19, 2018, 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 15, 160 (1951) ("Upon the death of a party . . . the [action] cannot proceed until someone is substituted for the decedent . . ."). We cautioned 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.

Douglas, C.J.
Douglas

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

Stiglich, J.
Stiglich

cc: Hon. Kathleen E. Delaney, District Judge
Federal Public Defender/Las Vegas
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk