

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARK JOHNS,

Appellant,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

No. 36843

FILED

JAN 04 2002

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

ORDER OF AFFIRMANCE

This is a proper person appeal from a default judgment in a civil forfeiture action. We have reviewed the record, and we conclude that appellant's \$340 was forfeited in compliance with statutory and constitutional norms.¹ Accordingly, we

ORDER the judgment of the district court AFFIRMED.²

Young, J.
Young
Agosti, J.
Agosti
Leavitt, J.
Leavitt

¹See Nev. Const. art. 1, § 6 (prohibiting the imposition of excessive fines); *id.* § 8(5) (providing that “[n]o person shall be deprived of life, liberty, or property, without due process of law”); *id.* art. 4, § 21 (requiring that all laws “be general and of uniform operation throughout the State”); *Levingston v. Washoe County*, 114 Nev. 306, 956 P.2d 84 (1998) (rejecting a double jeopardy challenge to Nevada’s civil forfeiture statutes), *modifying on rehearing*, 112 Nev. 479, 916 P.2d 163 (1996); NRS 453.301(9) (subjecting to forfeiture all proceeds traceable to an exchange for a controlled substance and all property intended to be used to facilitate a violation of the Uniform Controlled Substances Act); NRS 179.1171 (establishing procedures for civil forfeiture actions).

²Because the district court granted appellant leave to proceed in forma pauperis, we deny as moot appellant’s affidavit request to proceed in forma pauperis. See NRAP 24(a).

cc: Hon. Michael A. Cherry, District Judge
Clark County District Attorney
Mark Johns
Clark County Clerk