

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MICHAEL KEITH SCHNEIDER,
Appellant,
vs.
CANNON COCHRAN MANAGEMENT
SERVICES, INC., THIRD-PARTY
ADMINISTRATOR FOR THE
INSURANCE COMPANY OF THE
STATE OF PENNSYLVANIA, INSURER
FOR THE STATE OF NEVADA,
Respondent.

No. 69412

FILED

JUL 28 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *J. Hendrich*
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district court order dismissing a petition for judicial review. First Judicial District Court, Carson City; James Todd Russell, Judge.

Appellant was injured while working for respondent Cannon Cochran Management Services, Inc. After treatment, appellant was assessed a permanent partial disability rating and Cannon closed the case. Appellant appealed the rating and case closure, but the hearing officer affirmed those decisions. Thereafter, appellant requested expansion of his claim, which Cannon denied, and an appeals officer ultimately affirmed that denial, in addition to affirming the disability rating.


Appellant then filed his petition for judicial review with the district court, which he failed to serve on Cannon or the appropriate


agency as required by NRS 233B.130(5) (mandating that the petition be served “upon the agency and every party within 45 days after the filing of the petition” unless the court extends the time for service upon a showing of good cause). The district court subsequently issued a scheduling order noting that appellant had 45 days from the date of filing the petition to serve it on the required parties. After more than 45 days had passed, Cannon filed a motion to dismiss based on the failure of service. Appellant did not oppose the motion, nor did he request an extension of the time to complete service; thus, the district court granted the motion. This appeal followed.

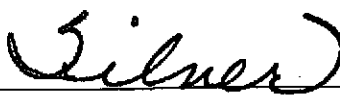
On appeal, appellant presents no argument regarding his failures to follow NRS 233B.130(5)’s requirement that the petition be served on respondents or request an extension of time except to argue that he is ignorant regarding the law. Regardless of appellant’s claimed ignorance, he is still required to follow NRS 233B.130(5)’s service rule. *See Bonnell v. Lawrence*, 128 Nev. 394, 404, 282 P.3d 712, 718 (2012) (citing with approval *Gleash v. Yuswak*, 308 F.3d 758, 761 (7th Cir. 2002), for the proposition that “[e]ven pro se litigants must follow the rules”). And, without any cogent argument as to why the district court’s dismissal of appellant’s petition for failure to serve was incorrect, we necessarily affirm the district court’s dismissal of appellant’s petition. *See Edwards v. Emperor’s Garden Rest.*, 122 Nev. 317, 330 n.38, 130 P.3d 1280, 1288 n.38

(2006) (providing that the court need not consider claims that are not cogently argued).

It is so ORDERED.¹


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. James Todd Russell, District Judge
Michael Keith Schneider
Beckett, Yott, McCarty & Spann/Reno
Carson City Clerk

¹We direct the clerk of this court to file appellant's letter, provisionally received in this court on January 21, 2016, which asks that this court appoint appellant counsel. Because there is no right to counsel in civil proceedings, *see Rodriguez v. Eighth Judicial Dist. Court*, 120 Nev. 798, 804, 103 P.3d 41, 45 (2004), we decline to grant appellant's request.