

IN THE SUPREME COURT OF THE STATE OF NEVADA

CARL E. LEMASTER,

No. 37526

Appellant,

vs.

JIM WILSON AND WILSON
BROTHERS SALES, INC., A NEVADA
CORPORATION, D/B/A WILSON AUTO
SALES,

Respondents.

FILED

OCT 12 2001

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

ORDER DISMISSING APPEAL

On May 21, 2001, this court issued a notice that directed appellant to file and serve a docketing statement within fifteen days. On May 31, 2001, we entered an order that reinstated briefing of this appeal because the parties were unable to agree to a settlement. In that order we directed appellant to comply with NRAP 9(a) within fifteen days of the date of that order and to file and serve the opening brief and appendix within one hundred and twenty days of the date of that order.

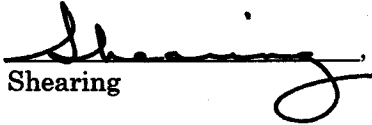
As appellant had not yet filed the docketing statement or complied with NRAP 9(a), we entered an order on July 18, 2001, that directed appellant to file the required documents within ten days of the date of that order. In that order we cautioned appellant failure to comply timely with the order could result in the imposition of sanctions including the dismissal of this appeal. See NRAP 9(a)(3) and NRAP 14(c). To date, appellant has failed to comply with NRAP 9(a), file the docketing statement, or file the opening brief and appendix.

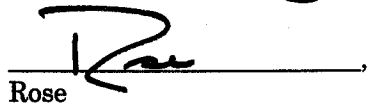
On August 10, 2001, respondents filed a motion to dismiss this appeal. In support of the motion, respondents state that appellant has failed to comply with the Nevada Rules of Appellate Procedure and has failed to comply with orders of this court. Good cause appearing, we grant

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respondents' unopposed motion and dismiss this appeal. See NRAP 9(a)(3), NRAP 14(c), and NRAP 31(c).

It is so ORDERED.

 J.
Shearing

 J.
Rose

 J.
Becker

cc: Hon. Peter I. Breen, District Judge
J. Thomas Hale
Erickson Thorpe & Swainston, Ltd.
Washoe County Clerk