

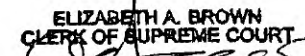
IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW TRAVIS HOUSTON,  
Appellant,  
vs.  
BRIAN P. CLARK,  
Respondent.

No. 88764

FILED

OCT 07 2024

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This appeal was docketed on June 3, 2024. Because the notice of appeal was not accompanied by the required proof of service, *see* NRAP 3(d)(1) (providing the notice of appeal must be served on all parties to the district court action and must “contain an acknowledgment of service or proof of service that conforms to the requirements of [NRAP] 25(d)”), on June 3, 2024, this court issued a notice directing appellant to provide this court with the required proof of service within 14 days. The notice advised that failure to comply could result in the dismissal of this appeal. *See* NRAP 3(a)(2) (“An appellant’s failure to take any step other than the timely filing of a notice of appeal does not affect the validity of the appeal, but is ground only for the court to act as it deems appropriate, including dismissing the appeal”).

Because appellant had not filed proof of service of the notice of appeal or otherwise responded to this court’s notice, on June 27, 2024, this court issued an order directing appellant to file proof of service of the notice of appeal within 14 days. Appellant was cautioned that failure to comply would result in the dismissal of this appeal.

On July 17, 2024, appellant filed a "Supplement to Appellant's Opening Brief, Proof of Service of Notice of Appeal and Statement of Facts." In this document, appellant states that "Clark McCourt LLC" has been properly served with numerous filings throughout the proceedings and was mailed a copy of the motion on July 8, 2024. This document also contains a certificate of service that states that on July 15, 2022, appellant served an "Emergency Motion for Transportation of Inmate for Court Appearance..." The document filed by appellant on July 17, 2024, does not demonstrate that the notice of appeal was served on respondent. Because appellant has failed to provide proof that the notice of appeal was served on respondent, this appeal is dismissed.

It is so ORDERED.

CLERK OF THE SUPREME COURT  
ELIZABETH A. BROWN

BY: 

cc: Hon. Eric Johnson, District Judge  
Matthew Travis Houston  
Clark McCourt, LLC  
Eighth District Court Clerk