

IN THE SUPREME COURT OF THE STATE OF NEVADA

TERRYL ADAMS,  
Appellant,  
vs.  
JACQUELINE LOCKS; DOUGLAS  
GULBRANSEN; TRENNNA HOWARD;  
JERI DAWN SACHS; VERNA D.  
TRUITT; ALONZO LAMAR  
GULBRANSEN; JANET  
GULBRANSEN; AND FIRST  
NATIONAL BANK OF NEVADA,  
Respondents.

No. 40036

MAR 17 2003  
JANETTE M BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
DEPUTY CLERK


ORDER DISMISSING APPEAL


On August 8, 2002, the clerk of this court issued a notice to appellant to pay the filing fee within 10 days. See NRS2.250(1)(a) and NRAP 3(f). Because appellant had not yet paid the filing fee, on September 11, 2002, this court entered an order directing appellant to pay the filing fee within 10 days. On October 23, 2002, the parties filed a stipulation to dismiss this appeal. Because appellant still had not paid the filing fee, on November 4, 2002, this court entered an order deferring on ruling on the parties' stipulation and directing appellant to pay the filing fee within 10 days. That order explained that an appeal cannot be dismissed until the parties first "pay whatever fees are due." See NRAP 42(b).

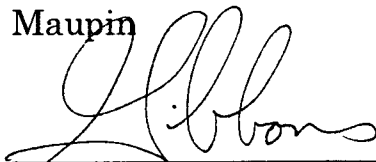
To date, appellant has failed to pay the filing fee or otherwise respond to our November 4, 2002, order. Appellant shall pay the \$200 filing fee within 10 days from the date of this order. We caution appellant that failure to pay the filing fee in a timely manner will result in the imposition of sanctions.

As noted above, under NRAP 42(b), an appeal shall not be dismissed until the parties first "pay whatever fees are due." Nevertheless, because we do not wish to delay the dismissal of this appeal any longer, we approve the parties' stipulation and dismiss this appeal. Each party shall bear their own fees and costs. NRAP 42(b).

It is so ORDERED.

  
\_\_\_\_\_, J.  
Rose

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. Michelle Leavitt, District Judge  
Eugene Osko, Settlement Judge  
Fred W. Kennedy  
David J. Winterton & Associates, Ltd.  
Kurth & Associates  
Clark County Clerk