

IN THE SUPREME COURT OF THE STATE OF NEVADA

FERRILL JOSEPH VOLPICELLI,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 43203

**FILED**

NOV 5 2004

ORDER

MANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

Appellant has submitted a proper person motion for leave to file documents in proper person.<sup>1</sup> We note that appellant is represented by counsel in this appeal. Accordingly, we decline to grant appellant leave to file papers in proper person. See NRAP 46(b). Appellant shall proceed hereafter by and through his counsel of record and shall address all concerns relating to this appeal to counsel.

It is so ORDERED.

*[Signature]*, C.J.

cc: Mary Lou Wilson  
Attorney General Brian Sandoval/Carson City  
Washoe County District Attorney Richard A. Gammick  
Ferrill Joseph Volpicelli

<sup>1</sup>Because we elect to resolve the motion on its merits, we direct the clerk to file the proper person motion received on October 21, 2004.