

IN THE SUPREME COURT OF THE STATE OF NEVADA

SALLY D. VILLAYERDE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43443

FILED

AUG 31 2004

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

ORDER TO REQUEST TRANSCRIPTS AND FILE DOCKETING
STATEMENT AND DENYING PROPER PERSON REQUESTS

This appeal was docketed in this court on June 15, 2004. Accordingly, appellant was required to request transcripts and file the docketing statement by June 30, 2004. See NRAP 9(a); NRAP 14(b). To date, appellant has failed to file either document. Appellant shall, within 10 days from the date of this order, request transcripts in compliance with NRAP 9(a) and file and serve the docketing statement. We caution appellant's counsel that failure to timely comply with this order may result in the imposition of sanctions.


On June 18, 2004, appellant submitted a proper person letter addressed to the clerk of this court. In the letter, appellant requests that this court allow her to file documents in proper person, remove her current counsel and remand this appeal for the appointment of alternate counsel. Because we address appellant's letter on its merits, we direct the clerk to file the letter received on June 18, 2004.

A criminal defendant may not reject court appointed counsel and request substitute counsel at public expense absent a showing of adequate cause. See Thomas v. State, 94 Nev. 605, 584 P.2d 674 (1978); see also, Thomas v. Wainwright, 767 F.2d 738 (11th Cir. 1985), cert. denied, 475 U.S. 1031 (1986) (good cause for the substitution of appointed

counsel cannot be determined solely according to subjective standard of what defendant perceived; defendant's general loss of confidence or trust in his counsel, standing alone, is not sufficient). No good cause having been demonstrated, we deny appellant's request to remove and appoint alternate counsel.

Because appellant is represented by counsel we deny her request to file additional documents in proper person. See NRAP 46(b). Appellant shall proceed through counsel in the prosecution of this appeal.

It is so ORDERED.

 A.C.J.

cc: Pike & Associates
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Sally D. Villaverde