

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,
DEPARTMENT OF MOTOR VEHICLES,
Appellant,
vs.
WILLIAM JUNGE,
Respondent.

No. 49350

FILED

AUG 19 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

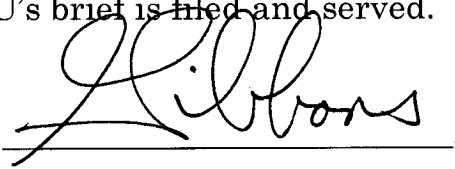
ORDER REGARDING BRIEFING

This is an appeal from a district court order granting judicial review and reversing an administrative hearing officer's decision upholding the Department of Motor Vehicle's denial of respondent's application to renew his personalized license plate.

On June 13, 2008, we issued an order giving proper person respondent William Junge 30 days from the date of that order to file and serve his answering brief. We then gave appellant 30 days from the date when respondent's answering brief was served to file and serve a reply brief. We also concluded that resolution of this matter would be assisted by the participation of, and briefing by amicus curiae, and invited the American Civil Liberties Union (ACLU) of Nevada to participate in the appeal by addressing the issues outlined in our June 13 order. Thus, we gave the ACLU 60 days from the date appellant's reply was served to file an amicus brief. Junge's answering brief was due on July 14, 2008. To date, however, Junge has not filed his answering brief. As Junge has failed to comply with deadlines set in our June 13 order, we conclude Junge has elected not to file briefs in this appeal. Accordingly, appellant need not file a reply brief. Should the ACLU consent to participate as amicus curiae, this court requests that they file and serve their amicus

brief addressing the issues outlined in our June 13 order within 30 days of the date of this order. Appellant may file any response to the ACLU's brief within 30 days of the date the ACLU's brief is filed and served.

It is so ORDERED.


_____, C.J.

cc: Attorney General Catherine Cortez Masto/Carson City
Attorney General Catherine Cortez Masto/Transportation
Division/Las Vegas
William Junge
Allen Lichtenstein