

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTINA CALDERON STIPP,
Appellant/Cross-
Respondent,
vs.
MITCHELL DAVID STIPP,
Respondent/Cross-
Appellant.

No. 57327

FILED

FEB 07 2011

TRACE K. INDEMAN
CLERK OF SUPREME COURT
BY *h. Run*
DEPUTY CLERK

ORDER REINSTATING BRIEFING PURSUANT TO NRAP 3E

Pursuant to NRAP 16, the settlement judge has filed a report with this court indicating that the parties were unable to agree to a settlement. Accordingly, we reinstate the deadlines for requesting transcripts and filing the fast track statement and response pursuant to NRAP 3E.

Appellant/cross-respondent (“appellant”) and respondent/cross-appellant (“cross-appellant”) shall each have ten days from the date of this order to request transcripts by filing a request form in the district court and filing two file-stamped copies of that request form with this court.¹ See NRAP 3E(c)(2). Appellant and cross-appellant shall each have 40 days from the date of this order to file and serve their fast


¹ While settlement proceedings were pending, Transcript Video Services filed a notice indicating that a transcript of the district court proceedings held on December 1, 2010, was prepared and delivered. See NRAP 3E(c)(2)(C). If no additional transcripts are to be requested, appellant and cross-appellant shall file and serve a certificate to that effect within the same time period. See NRAP 3E(c)(2)(A).

track statement and appendix.² Appellant and cross-appellant shall each have 20 days from the service of the respective fast track statement to file and serve their fast track response.

When cross-appellant filed the notice of cross-appeal in the district court, it was not accompanied by a case appeal statement. See NRAP 3(f) and 3E(b). Accordingly, this court issued a notice directing cross-appellant to file a case appeal statement.

To date, cross-appellant has failed to comply with this court's notice. Cross-appellant shall, within ten days from the date of this order, file an original and a copy of the case appeal statement with the Supreme Court Clerk's Office. Failure to comply timely with this order may result in the imposition of sanctions, including dismissal of the cross-appeal as abandoned. See NRAP 3(a)(2) and 3E(h).

It is so ORDERED.

_____, C.J.

cc: Robert E. Gaston, Settlement Judge
Vaccarino Law Office
Radford J. Smith, Chtd.
Transcript Video Services

² In preparing and assembling the appendix, counsel shall strictly comply with the provisions of NRAP 3E(d)(4).