

IN THE SUPREME COURT OF THE STATE OF NEVADA

DELARIAN WILSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 60309

FILED

NOV 09 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malone
DEPUTY CLERK

ORDER REINSTATING BRIEFING

We previously suspended briefing of this appeal to allow appellant time to comply with the procedure set forth in Foster v. Dingwall, 126 Nev. ___, ___ 228 P.3d 453, 455-56 (2010) with respect to the motion for reconsideration that he filed in the district court. To date, appellant has not complied with Dingwall, informed this court that the district court denied the motion, or informed this court of the status of the district court proceedings on the motion, as required by order prior order. We are not inclined to allow this appeal to languish on this court's docket indefinitely. Accordingly, we reinstate briefing of this appeal. Appellant shall have 60 days from the date of this order to file and serve the opening brief and appendix. Failure to comply with this order may result in the imposition of sanctions.

It is so ORDERED.

Cherry, C.J.

cc: Hon. James M. Bixler, District Judge
Keith C. Brower
Attorney General/Carson City
Clark County District Attorney