

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAIMON MONROE,
Appellant,
vs.
LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,
Respondent.

No. 61616

FILED

SEP 17 2012

ORDER

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Angelica*
DEPUTY CLERK

This is a proper person appeal filed in this court on September 4, 2012, without payment of the requisite filing fee. That same day, this court issued a notice directing appellant to pay the filing fee within ten days. In response, appellant filed a proper person notice of indengency [sic] on September 13, 2012. The notice is construed as a motion to proceed in forma pauperis. If appellant wishes to proceed in the instant matter in forma pauperis, he must first file his request in the district court.

NRAP 24(a) provides that a request for in forma pauperis status must first be presented to the district court. If the district court grants the request, an appellant may proceed in this court without prepayment of fees or costs. If the district court denies the request, it must state in writing the reasons for its decision. A motion for leave to proceed in forma pauperis may then be filed in this court within thirty days after notice of the district court's decision is served. Under NRAP 24(a), an appellant may not seek in forma pauperis status from this court before the matter has been finally resolved by the district court.

Accordingly, appellant's motion to proceed in forma pauperis is denied without prejudice. Appellant must first seek leave to proceed in

forma pauperis in the district court. Appellant is cautioned that his failure either to properly seek leave to proceed in forma pauperis in the district court or to pay the filing fee will result in the dismissal of this appeal.

It is so ORDERED.

CLERK OF THE SUPREME COURT
TRACIE K. LINDEMAN

BY: Tracie K. Lindeman

cc: Daimon Monroe
Clark County District Attorney