

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROY D. MORAGA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 61734

FILED

JUN 14 2013

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

*ORDER DIRECTING TRANSMISSION OF
SECOND SUPPLEMENTAL RECORD ON APPEAL*

On September 28, 2012, this court directed the clerk of the district court to transmit to the clerk of this court the complete record on appeal in district court case number C092174. On November 13, 2012, the record on appeal in district court case number C092174 was filed in this court. On May 22, 2013, this court informed the clerk of the district court that the record on appeal appeared incomplete and ordered the clerk to either forward the post-conviction petition for a writ of habeas corpus which the district court denied in its order filed August 13, 2012, or inform this court in writing that no petition had been filed. On May 30, 2013, a supplemental record on appeal containing a single document—a supplemental brief in support of the petition for a writ of habeas corpus and illegal sentence, filed on November 4, 2011—was filed in this court.

Since this court's last order, the district court has updated appellant's case summary, which now includes several other documents that were not included in the record on appeal. It is the duty of the clerk of the district court to transmit to this court "each and every paper, pleading and other document filed, or submitted for filing, in the district

court.” NRAP 11(a)(2), (b). The missing documents may be essential for this court's review of the appeal. Accordingly, within 10 days from the date of this order, the clerk of the district court shall transmit to the clerk of this court as a supplemental record on appeal each document that has not been heretofore included in the record on appeal, including but not limited to those documents filed on and between April 29, 2011 and April 17, 2012.

It is so ORDERED.

Pickering, C.J.

cc: Roy D. Moraga
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk