

Alexander M. Falconi  
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Appearing in Proper Person

FILED

DEC 19 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER M. FALCONI, an individual;

Appellant,

vs.

CORAZON REAL ESTATE, a domestic  
corporation; and DOES I-X, inclusive;

Respondent.

Case #: 62296

**MOTION FOR EXTENSION OF TIME ON FILING FEE**

COMES NOW, Appellant, Alexander M. Falconi, and hereby files a Motion for Extension of Time on Filing Fee. This motion is based upon the following memorandum of points and authorities and all pleadings on file herein.

**Memorandum of Points and Authorities**

**I. Factual Background**

On December 5, 2012, the district court entered an Order Granting Motion to Dismiss.

On December 10, 2012, Appellant filed a Notice of Appeal<sup>1</sup> together with Application to Proceed in Forma Pauperis from the aforementioned order.

On December 17, 2012, the Supreme Court entered an order directing Appellant to pay the filing fee within 10 days.

**II. Argument**

Pursuant to NRAP 24(a)(1), "...a party to a district court action who desires to appeal in forma pauperis shall file a motion in the district court."

<sup>1</sup> On December 17, 2012, an Amended Notice of Appeal was filed correcting a date.

12-40225

1 To date, the chief judge of the Second Judicial District Court has not rendered a decision  
2 on the Application to Proceed in Forma Pauperis. The district clerk has advised Plaintiff that the  
3 district court can take up to 60 days to render a decision on any submitted matters.

4 The time it takes the district court to render a decision could frustrate the purpose of the  
5 appeal. Even if the district court does render a timely decision, Appellant will still need extra  
6 time with which to file the Application in the Supreme Court pursuant to NRAP 24(5).  
7

### 8 III. Conclusion

9 THEREFORE, Appellant hereby requests that:

- 10 1. The Supreme Court of Nevada VACATE the order requiring the filing fee be paid within  
11 10 days and instead ORDER "Appellant to pay the filing fee within ten (10) days of a  
12 district court order denying forma pauperis status or file an Application to Proceed in  
13 Forma Pauperis in accordance with NRAP 24(5)"; or  
14  
15 2. The Supreme Court of Nevada ORDER Appellant to file an Application to Proceed in  
16 Forma Pauperis in the Supreme Court of Nevada immediately; or  
17  
18 3. For such other relief that the Supreme Court of Nevada deems necessary and just.

19 **AFFIRMATION**<sup>2</sup>: This document does not contain a social security number of any person.

20 DATED THIS 17<sup>th</sup> day of DECEMBER, 2012.

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23 Alexander M. Falconi  
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<sup>2</sup> This affirmation is in accordance with NRS 239B.030.

**CERTIFICATE OF NRCP 5 SERVICE**

I, Alexander M. Falconi, do hereby solemnly swear under penalty of perjury that I am over the age of 18 and a party to this action and that I **personally** served a true and correct copy of this Motion upon the following:

Corazon Real Estate  
Attn: Charles Chinnici  
254 Vassar Street  
Reno, Nevada 89502

SERVED THIS 18 day of DECEMBER, 2012.



Alexander M. Falconi