

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL FOLEY,
Appellant,
vs.
PATRICIA FOLEY,
Respondent.

No. 69997

FILED

SEP 16 2016

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

ORDER REGARDING PRO BONO COUNSEL

This is a pro se appeal from an order establishing child support and arrears. The parties are proceeding without legal representation in this appeal. Having considered the documents transmitted by the district court and appellant's informal brief, this court has determined that the appointment of pro bono counsel to represent the parties would assist this court in reviewing this appeal. By this order, the court expresses no opinion as to the merits of this appeal.

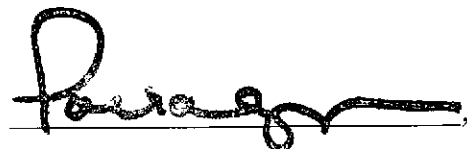
Pro bono counsel is an attorney who provides legal services without charge for the benefit of the public good. The appointment of pro bono counsel provides attorneys with an opportunity to volunteer legal services in furtherance of their professional responsibility and, at the same time, allows financially eligible litigants access to quality legal representation without cost. Counsel will be appointed for purposes of this appeal only and will participate in oral argument. Currently, the Pro Bono Committee of the Appellate Litigation Section of the State Bar of Nevada (Pro Bono Committee), in conjunction with the Legal Aid Center of Southern Nevada, has developed a pro bono appellate program to assist the public and this court. This case is hereby referred to the program

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established by the Pro Bono Committee to evaluate whether the parties can benefit from the program.

Accordingly, we direct the clerk of this court to transmit a copy of this order and the attached case summary to the Legal Aid Center of Southern Nevada for financial eligibility screening. If appellant and/or respondent qualifies and does not object to pro bono counsel, the Legal Aid Center in cooperation with the Pro Bono Committee shall locate volunteer attorneys from the program to represent appellant and respondent. Once attorneys are located, the attorneys shall each file a notice of appearance in this court within 60 days from the date of this order. Supplemental briefing and oral argument will be scheduled thereafter. Alternatively, if either appellant or respondent is not financially eligible or objects to pro bono representation, or if a volunteer attorney cannot be located, the Legal Aid Center of Southern Nevada shall notify this court in writing within 60 days from the date of this order. In such case, oral argument will not be held, and this matter will remain subject to the rules of procedure for pro se appeals.

It is so ORDERED.

 C.J.

cc: Michael Foley
Patricia Foley
Legal Aid Center of Southern Nevada, Barbara E. Buckley,
Executive Director
Anne R. Traum, Coordinator, Appellate Litigation Section,
Pro Bono Committee, State Bar of Nevada
Kelly Dove

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The parties were married, have 3 children, and divorced. Respondent moved to enforce the child support order and to collect arrears. Appellant argued he was unemployed; the district attorney's office, family division, claimed appellant is intentionally underemployed. Appellant has been jailed several times for contempt for failure to pay support and arrears.