

IN THE SUPREME COURT OF THE STATE OF NEVADA

DENNIS KOGOD,
Appellant/Cross-Respondent,
vs.

GABRIELLE CIOFFI-KOGOD,
Respondent/Cross-Appellant.

DENNIS KOGOD,
Appellant/Cross-Respondent,
vs.

GABRIELLE CIOFFI-KOGOD,
Respondent/Cross-Appellant.

No. 71147

FILED

DEC 22 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

No. 71994

ORDER DENYING MOTION

In Docket No. 71147, we previously granted appellant/cross-respondent's motion to stay the portions of the district court order awarding spousal support and imposing sanctions using alternative security. Specifically, we allowed appellant/cross-respondent to place a lien on certain real property in favor of respondent/cross-appellant. Appellant/cross-respondent has now filed a motion to stay those same portions of the district court order based on different security—placement of funds into a blocked account. Having considered the motion, opposition, reply, and documents before this court, we conclude that appellant/cross-respondent has not demonstrated that moving for a stay in this court is appropriate at this time. It does not appear that the district court denied or failed to afford appellant/cross-respondent the relief he requested in his motion for stay. *See* NRAP 8(a)(2)(A). Instead, the district court entered an order consistent with the parties' stipulation resolving the motion. Further, appellant/cross-respondent's arguments regarding the propriety of the denial of his motion to enforce the stipulation, as well as the award of attorney fees, are not properly raised in the context of this motion for stay.

Accordingly, the motion is denied. Appellant/cross-respondent may renew the motion in this court upon demonstration that the district court has denied a motion for stay based on the alternative security or failed to afford the relief requested. If necessary, appellant/cross-respondent should renew his motion in the district court.

It is so ORDERED.

Douglas J.
Douglas

Gibbons J.
Gibbons

Pickering J.
Pickering

cc: Law Office of Daniel Marks
Radford J. Smith, Chartered