

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARLON LORENZO BROWN,  
Appellant,  
vs.  
MIKE SLYMAN, AN INDIVIDUAL;  
EASY BAIL, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; AND  
AMERICAN SURETY COMPANY,  
Respondents.

No. 79971

**FILED**

**SEP 18 2020**

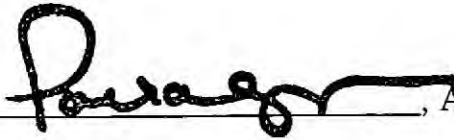
ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DIRECTING ANSWER*

This is a pro se appeal from district court orders dismissing a complaint without prejudice and denying a motion for reconsideration and for leave to amend a complaint in a fraud matter. Having reviewed appellant's informal brief, it appears that relief may be warranted in part based on the district court ordering dismissal under NRCP 9(b) without leave to amend. *See Britz v. Consol. Casinos Corp.*, 87 Nev. 441, 447, 488 P.2d 911, 916 (1971) (holding that a plaintiff's failure "to comply with NRCP 9(b) . . . only subjects the complaint to a motion for a more definite statement, or at the very worst to dismissal with leave to amend"). It therefore appears that a response is warranted. *See* NRAP 46A(c) (providing that the opposing party is not required to respond to a pro se brief unless ordered to do so and that the court generally will not grant relief without providing an opportunity to file a responsive brief). Respondents shall have 30 days from the date of this order to file and serve answering briefs that comply with NRAP 28(b) and NRAP 32. Appellant shall have 30 days from service of the last-filed answering brief to file and serve any reply, if warranted. *See* NRAP 28(c) ("A reply brief . . . must be limited to answering any new matter set forth in the opposing brief. . . . A party may

waive the right to file a reply brief.”). We caution respondents that the failure to file an answering brief within the time provided in this order may be treated as a confession of error. NRAP 31(d)(2).

It is so ORDERED.

 A.C.J.

cc: Marlon Lorenzo Brown  
Pitaro & Fumo, Chtd.