

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALI SHAHROKHI,
Appellant,
vs.
KIZZY J. S. BURROW A/K/A KIZZY
BURROW,
Respondent.

No. 81978

FILED

JAN 25 2021

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

***ORDER DENYING MOTIONS FOR STAY AND TO SHOW CAUSE AND
DIRECTING DISTRICT COURT CLERK TO TRANSMIT REPORT***

This is a pro se appeal from a district court order granting respondent sole legal and primary physical custody of the parties' minor child, allowing respondent to relocate with the child, and determining child support obligations. Currently before us are appellant's motions to stay the district court's order and seeking to compel the district judge to show cause why he should not be held in contempt.¹ Appellant has also filed a motion seeking to include a confidential child interview report in his stay motion appendix.

Having considered appellant's motion for stay and two motions for an order to show cause, they are denied. As for the requested stay,

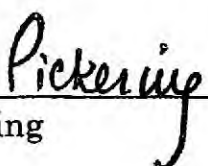
¹Appellant's motion for leave to file a motion for stay in excess of the 10-page limit under NRAP 27(d)(2) is granted. The clerk of this court shall file the 41-page stay motion, as well as the appendix and the motion seeking an order to show cause, all of which were provisionally received in the supreme court on December 23, 2020. We note that, although the stay motion seeks relief by January 1, 2021, resolution of that motion was delayed when appellant filed a motion to disqualify the court of appeals judges, to which court this appeal had been assigned before the transfer was rescinded on January 21, 2021.

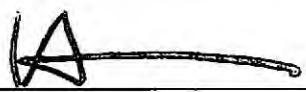
appellant has not demonstrated that the NRAP 8(d) factors militate in favor of staying the district court's decision so as to alter, pending appeal, the child custody arrangements it provides or so as to preclude the district judge from continuing to preside over the case below. And regarding the December 2020 and January 2021 motions seeking an order to show cause, in which appellant seeks to enforce the writ granted by the court of appeals in a related case, *Shahrokhi v. Eighth Judicial Dist. Court*, Docket No. 79336-COA, the requested relief is both improperly sought in the context of this appeal and moot, as superseding referral and domestic violence orders have been issued and a final custody determination has been rendered. See *Personhood Nevada v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010).

Finally, appellant has also filed a motion seeking transmission of a February 26, 2019, confidential child interview report under EDCR 5.304, so that the report can be added to his stay motion appendix. Although review of that report is not necessary to decide the stay motion, it appears that the district court refers to that report in its order determining custody and that, consequently, it may be useful to our review of this appeal on the merits. Therefore, the clerk of the district court shall have 14 days from the date of this order to transmit to this court, under seal, the confidential child interview report.

It is so ORDERED.


_____, J.
Cadish


_____, J.
Pickering


_____, J.
Herndon

cc: Hon. Linda Marie Bell, Chief Judge
Hon. Mathew Harter, District Judge
Ali Shahrokhi
Standish Law
Eighth District Court Clerk