

IN THE SUPREME COURT OF THE STATE OF NEVADA

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

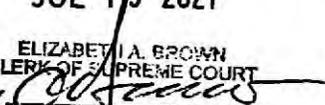
No. 81978

ALI SHAHROKHI,
Appellant,
vs.
KIZZY BURROW,
Respondent.

No. 82245

FILED

JUL 19 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

ORDER

On May 24, 2021, this court entered an order that, among other things, denied appellant's pro se motion to file a 92-page opening brief. This court directed appellant to file and serve an informal brief on the form provided by the clerk or an opening brief that complies with NRAP 28(a) and NRAP 32 by June 23, 2021. On June 10, 2021, a panel of this court denied appellant's pro se motion for reconsideration of the May 24, 2021, order.

On June 14, 2021, appellant filed an opening brief. The brief is not on the form for informal briefs provided by the clerk of this court and does not comply with NRAP 28(a) and NRAP 32 because, among other

things, the brief consists of 60 pages and is not double-spaced.¹ Respondent now moves to strike the brief based on its noncompliance and to dismiss this appeal.² Appellant opposes the motion. He expresses his belief that because these cases are consolidated he is entitled to file a 60-page brief. Appellant asks that the brief be accepted as-is or that he be permitted to remedy any defects. Respondent has replied.

NRAP 32(a)(7)(A)(i) provides that an opening brief shall not exceed 30 pages. No exception is made for consolidated cases. Thus, the filed brief impermissibly exceeds the page-limitation of NRAP 31(a)(7)(A)(i). As noted by respondent, the brief also fails to fully comply with NRAP 28(a) and NRAP 32(a). Nevertheless, having considered the filed brief and documents before this court, this court orders as follows. The clerk shall strike the opening brief filed on June 14, 2021. Appellant's opposition is treated as containing a motion for leave to file an overlength opening brief and granted to the following extent. Appellant shall have 30 days from the date of this order to file and serve an opening brief that does not exceed 60 pages or the equivalent type-volume limitation. *See* NRAP 32(a)(7)(A)(ii). The brief shall fully comply with NRAP 28(a) and NRAP 32. In particular, the brief shall contain all of the items listed in NRAP 28(a), be double-spaced, comply with the type-face requirements of NRAP 32(a)(4), and contain a certificate of compliance in accordance with NRAP 32(a)(9). This court notes that these appeals are limited to discussion of alleged district

¹The clerk of this court inadvertently filed the brief despite its procedural deficiencies.

²Respondent also asserts the brief is untimely. This assertion lacks merit. Our May 24, 2021, order directed appellant to file his brief by June 24, 2021, and appellant timely filed the brief on June 14, 2021.

