

IN THE SUPREME COURT OF THE STATE OF NEVADA

WALTER GEOFFREY SALVATIERRA,
Appellant,
vs.
MARLENE DIANA SALVATIERRA,
Respondent.

No. 83653

FILED

NOV 04 2021

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

ORDER

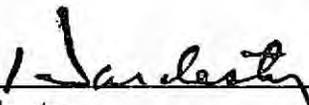
This pro se appeal was docketed in this court on October 21, 2021, without payment of the requisite filing fee. On that same date, this court issued a notice directing appellant to pay the filing fee or demonstrate compliance with NRAP 24 within 14 days. In response, appellant submitted a letter asking this court to provide him with forms for a motion to appoint counsel, an application to proceed in forma pauperis, and a financial certificate. A motion for the appointment of counsel and a request for in forma pauperis status must first be presented to the district court and a financial certificate can be obtained from the Nevada Department of Corrections.

Under NRAP 24(a), an appellant may not seek in forma pauperis status from this court before the matter has been finally resolved by the district court. If the district court grants in forma pauperis, an appellant may proceed in this court without prepayment of fees or costs. If the district court denies the request, it must state in writing the reasons for its decision. A motion for leave to proceed in forma pauperis may then be filed in this court within 30 days after notice of the district court's decision is served. See NRAP 24(a)(5)(A).

Accordingly, to the extent appellant's letter can be construed as a motion for leave to proceed in forma pauperis, it is denied without prejudice. Appellant must first seek leave to proceed in forma pauperis in the district court following the procedures outlined in NRAP 24.

Appellant shall have 30 days from the date of this order to file an application to proceed in forma pauperis in the district court and file a file-stamped copy of the application in this court or pay the filing fee. Appellant is cautioned that failure either to properly seek leave to proceed in forma pauperis in the district court or to pay the filing fee within 30 days will result in the dismissal of this appeal.

It is so ORDERED.


_____, C.J.
Hardesty

cc: Hon. Mary D. Perry, District Judge, Family Court Division
Walter Geoffrey Salvatierra
Legal Aid Center of Southern Nevada, Inc.
Eighth District Court Clerk