

IN THE SUPREME COURT OF THE STATE OF NEVADA

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

No. 83653

FILED

DEC 22 2021

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

O R D E R

This pro se appeal was docketed in this court on October 21, 2021, without payment of the requisite filing fee. On that same day, this court issued a notice directing appellant to pay the required filing fee or demonstrate compliance with NRAP 24 within 14 days. On November 4, 2021, appellant filed a letter informing this court that he is unable to pay the fee at this time. This court filed an order directing appellant to file a motion to proceed in forma pauperis with the district court in the first instance. On November 15, 2021, appellant filed a motion for an extension of time to file an application to proceed in forma pauperis. This court granted appellant's motion and directed appellant to file an application to proceed in forma pauperis in the district court and to file a file-stamped copy of the application with this court by February 8, 2022.

On December 6, 2021, appellant filed a motion for leave to proceed in forma pauperis. As was noted in this court's order filed November 4, 2021, appellant must first seek leave to proceed in forma pauperis in the district court following the procedures outlined in NRAP 24. If the district court grants the request, appellant may proceed in this court without prepayment of fees or costs. If the district court denies the request, the district court 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, appellant's motion for leave to proceed in forma pauperis is denied without prejudice. If an application to proceed in forma pauperis has already been filed in the district court of which this court is unaware, the district court shall, within 30 days from the date of this order, provide this court a certified copy of its order ruling on the application.

Appellant is again cautioned that failure to either properly seek leave to proceed in forma pauperis in the district court and to file a file-stamped copy of the application in this court, or to pay the filing fee by February 8, 2022, will result in the dismissal of this appeal.

It is so ORDERED.

Hardesty, 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