

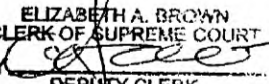
IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN KWOK SHEUNG YU,
Appellant,
vs.
ROURONG YU,
Respondent.

No. 86578

FILED

AUG 30 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER

Appellant Brian Yu has filed a letter addressed the clerk of this court seeking various forms of relief. Appellant is advised that requests for relief must be made by motion and accompanied by proof of service on respondent. NRAP 27(a)(1); NRAP 25(d). In this instance only, this court has nevertheless considered the letter. NRAP 2.

Appellant first asserts that the transcripts he received from Transcript Video Services are “sheer fabulation fake transcripts” and requests that they not be qualified as evidence in this matter.¹ If appellant believes the transcripts are not accurate, he may proceed in the district court pursuant to NRAP 10(c). *See* NRAP 10(c) (“If any difference arises about whether the trial court record truly discloses what occurred in the district court, the difference shall be submitted to and settled by that court and the record conformed accordingly.”); NRAP 10(a) (transcripts of proceedings are part of the trial court record).

Appellant also asserts that he filed a motion for a stay pending appeal in the district court but the district court vacated the hearing on the

¹Appellant states he was informed the transcripts were forwarded to this court by Transcript Video Services. The transcripts have not been filed in this court. It is appellant’s responsibility to file copies of transcripts in this court. NRAP 9(b)(1)(B).

motion due to the pending appeal. Appellant inquires whether the motion for stay he previously filed in this court will be accepted again.

Nothing prevents appellant from filing another motion for stay in this court. But he must demonstrate that the district court denied the motion or failed to afford the relief requested. *See* NRAP 8(a)(2)(A). It is noted that the district court retains jurisdiction to rule on a motion for stay despite the pending appeal because a stay motion is collateral to the merits of the appeal. *See Foster v. Dingwall*, 126 Nev. 49, 52, 228 P.3d 453, 455 (2010).

It is so ORDERED.

 Stiglin , C.J.

cc: Hon. Bill Henderson, District Judge, Family Division
Brian Kwok Sheung Yu
Rourong Yu
Eighth District Court Clerk