

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ROCHELLE MEZZANO,
Appellant,
vs.
JOHN TOWNLEY,
Respondent.

No. 87863-COA

FILED

FEB 07 2024

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

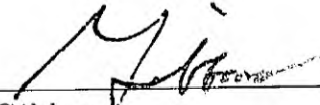
ORDER IMPOSING TEMPORARY PARTIAL STAY

In this appeal from a district court divorce decree, Rochelle Mezzano has filed an emergency motion to stay enforcement of the decree pending appeal. In the motion, Mezzano asserts, among other things, that eviction proceedings have been commenced against tenants of a property at 3120 Achilles Drive that she claims was improperly awarded to Townley in the decree. Mezzano explains that emergency relief is needed because the justice court is holding a hearing in the eviction proceedings tomorrow and the motion for relief she filed in the district court will not be heard and decided before the eviction hearing.

Having reviewed the emergency motion, we conclude that a temporary partial stay is warranted pending our receipt and consideration of any opposition. NRAP 8. Accordingly, in light of the upcoming eviction hearing, we temporarily stay the portion of the decree awarding the 3120 Achilles Drive property (which includes the rental property at 855 Atlas Court) to Townley, such that Townley may not proceed with evicting the tenants, pending our receipt and consideration of any opposition and further order of this court. Townley's response to the stay motion is due by February 13, 2024, and Mezzano shall have 3 days from the date that the response is served to file and serve any reply. NRAP 27(a)(4).

We note that Mezzano does not indicate whether she sought relief below on an expedited basis. See NRAP 8(a). Nevertheless, she should provide to this court a copy of any district court order resolving her stay motion below with 24 hours of its issuance.

It is so ORDERED.


_____, C.J.
Gibbons


_____, J.
Bulla


_____, J.
Westbrook

cc: Hon. Bridget E. Robb, District Judge, Family Division
Law Offices of F. Peter James, Esq.
Silverman, Kattelman, Springgate, Chtd.
Washoe District Court Clerk