

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER FALCONI,  
Appellant,  
vs.  
CORAZON REAL ESTATE, A  
DOMESTIC CORPORATION AND  
CHARLES CHINNICI,  
Respondents.

No. 62296

FILED

MAR 01 2013

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Anderson*  
DEPUTY CLERK

ORDER PLACING APPEAL IN PILOT PROGRAM FOR CIVIL PROPER  
PERSON APPEALS, STRIKING APPENDIX,  
AND DIRECTING TRANSMISSION OF RECORD

This is a proper person appeal from a district court order dismissing appellant's complaint. Generally, after filing fee issues are resolved, proper person appeals are placed in this court's pilot program for civil appellants proceeding in proper person, and the clerk mails to the appellant a Civil Proper Person Appeal Statement and the Instructions for Civil Litigants Without Attorneys. See ADKT No. 385 (Order Establishing Pilot Program in Civil Appeals, June 10, 2005), Exhibit A (Instructions for Civil Litigants Without Attorneys). See also ADKT No. 385 (Order Extending Pilot Program for Civil Proper Person Appeals, May 10, 2006) (extending the pilot program for civil appeals, which was scheduled to conclude on June 13, 2006, until further order of this court).

In this case, before the filing fee issue was resolved and without permission from this court to do so, see NRAP 46(b), appellant filed an opening brief in support of his appeal and a certificate indicating that he does not intend to request transcripts. Because appellant has already filed an opening brief and transcript certificate, he need not file the proper person appeal statement or proper person transcript request



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form, but we nevertheless direct the clerk of this court to place this appeal in the pilot program for civil proper person appeals and to mail appellant a copy of the Instructions for Civil Litigants Without Attorneys for appellant's review. Additionally, as the pilot program contemplates reviewing a certified copy of the complete district court record, we direct the clerk of this court to strike appellant's appendix, which was filed in this court on January 9, 2013, see ADKT 385 (providing that in appropriate cases, this court will order the district court to transmit the trial court record and shall submit the appeal for decision after the record and appeal statement are filed); see also NRAP 10(a)(1), and we direct the clerk of the district court to transmit to the clerk of this court a certified copy of the trial court record in District Court Case No. CV1202385, within 30 days from the date of this order. See NRAP 11(a)(2) (providing that the complete record shall contain each and every paper, pleading and other document filed, or submitted for filing, in the district court, as well as any previously prepared transcripts of the district court proceedings). The record shall not include any exhibits filed in the district court.

It is so ORDERED.<sup>1</sup>

Pickering, C.J.

cc: Alexander Falconi  
Charles Chinnici  
Washoe District Court Clerk

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<sup>1</sup>We defer ruling on appellant's December 19, 2012, motion.