

IN THE SUPREME COURT OF THE STATE OF NEVADA

SCOTT WERWINSKI,
Appellant,
vs.
LOIS WERWINSKI,
Respondent.

No. 52152

FILED

NOV 06 2009

TRACIA K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DISMISSING APPEAL

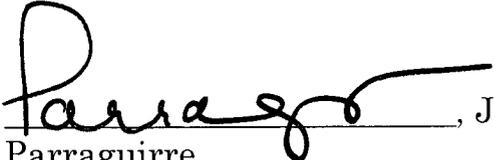
This is a proper person appeal from a district court divorce decree. Eighth Judicial District Court, Clark County; Miriam Shearing, Senior Justice, and N. Anthony Del Vecchio, Judge.

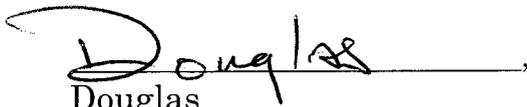
Previously, this court entered an order granting appellant's counsel's motion to withdraw and directing appellant to retain new counsel and to cause new counsel to file a notice of appearance with this court, or to inform this court that he will be proceeding without counsel. When appellant failed to inform this court as to whether he was retaining counsel, on September 11, 2009, we included this appeal in the pilot program for processing civil appeals filed by proper person litigants. See Werwinski v. Werwinski, Docket No. 52152 (Order Assigning Appeal to Civil Proper Person Appeal Pilot Program, September 11, 2009). Our September 11 order also directed appellant to file and serve the civil proper person appeal statement no later than October 21, 2009. Finally, we cautioned appellant that failure to timely file the civil proper person appeal statement may result in the dismissal of this appeal.

To date, appellant has not filed his civil proper person appeal statement or otherwise communicated with this court. Further, on September 23, 2009, a copy of the September 11 order that was mailed to

appellant was returned to this court with a notation indicating that the mail could not be delivered as addressed and that there was no forwarding address. Accordingly, because appellant has not communicated with this court and it appears that appellant has moved without updating his address on file with this court, leaving the court unable to communicate with him, we conclude that appellant has abandoned this appeal, and we

ORDER this appeal DISMISSED.


_____, J.
Parraguirre


_____, J.
Douglas


_____, J.
Pickering

cc: Chief Judge, Eighth Judicial District
Hon. Miriam Shearing, Senior Justice
Carolyn Worrell, Settlement Judge
Scott Werwinski
Lois Werwinski
Eighth District Court Clerk