


IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN JAMES BURSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 85234
FILED
APR 27 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

ORDER DISMISSING APPEAL

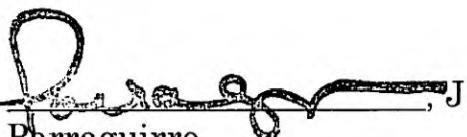
This is an appeal from a judgment of conviction. Fifth Judicial District Court, Nye County; Robert W. Lane, Judge.

Appellant's counsel previously filed a notice of appellant's death and motion to dismiss. Therefore, on January 9, 2023, this court entered an order directing appellant's personal representative to file a motion for substitution in this court on or before March 27, 2023, if he or she wished to proceed with this appeal. *See* NRAP 43(a); *Brass v. State*, 129 Nev. 527, 306 P.3d 393 (2013); *see also Walker v. Burkham*, 68 Nev. 250, 253-54, 229 P.2d 158, 160 (1951) ("Upon the death of a party . . . the [action] cannot proceed until someone is substituted for the decedent . . ."). If no personal representative was substituted within that time, this appeal would be dismissed. *See Brass*, 129 Nev. at 530, 306 P.3d at 395. To date, no personal representative has filed a motion for substitution or otherwise communicated with this court. Accordingly, this court

ORDERS this appeal DISMISSED.


_____, J.
Herndon


_____, J.
Lee


_____, J.
Parraguirre

cc: Hon. Robert W. Lane, District Judge
Boskovich Law Group, PLLC
Attorney General/Carson City
Nye County District Attorney
Nye County Clerk