

SUPREME COURT OF NEVADA

Garcia v. Security Properties, Inc.

Garcia · No. 81093; document 21-33730 · Decided November 23, 2021

SUMMARY

This document is a Nevada Supreme Court case docket for Garcia v. Security Properties, Inc. The appeal was dismissed by order dated November 23, 2021, after the appellant failed to file required appellate documents.

CASE DETAILS

COURT	Supreme Court of Nevada
JURISDICTION	Nevada
DECIDED	November 23, 2021
DOCKET	81093; document 21-33730
DISPOSITION	dismissed
PROCEDURAL POSTURE	Civil appeal dismissed by the Supreme Court of Nevada.
PRECEDENTIAL VALUE	Unknown; the provided text identifies a per curiam dismissal order but does not state its precedential status.
PARTIES	Carlos Garcia v. Security Properties, Inc.

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

civil procedure

appellate procedure

QUESTIONS PRESENTED

1. Whether the appeal should be dismissed after the appellant failed to file the required appellate documents despite court orders directing him to do so.

KEY QUOTATIONS

“ORDER this appeal DISMISSED.”

FACTUAL BACKGROUND

The document contains no substantive factual discussion concerning the underlying dispute. The appellate docket reflects that Garcia proceeded pro se after his counsel withdrew and that he did not file the required transcript request and opening brief within the time ordered by the court.

PROCEDURAL HISTORY

Carlos Garcia appealed from proceedings in the Eighth Judicial District Court for Clark County, case A797762. During the appeal, briefing was suspended after appointed counsel withdrew, and the court directed Garcia, proceeding pro se, to file a transcript request and opening brief. After repeated orders directing him to file the required documents, the Supreme Court of Nevada dismissed the appeal on November 23, 2021.

DISPOSITION

dismissed

OPINION

Garcia Vs. Sec. Properties, Inc.

PER CURIAM.

81093: Case View Nevada Appellate Courts Appellate Case Management System C-Track, the browser based CMS for Appellate Courts Case Search Participant Search Cases Case Search Participant Search 21-33730: This document is currently unavailable. If you need a copy of this document, please contact Clerk's Office at (775)684-1600. Disclaimer: The information and documents available here should not be relied upon as an official record of action.Only filed documents can be viewed. Some documents received in a case may not be available for viewing.Some documents originating from a lower court, including records and appendices, may not be available for viewing.For official records, please contact the Clerk of the Supreme Court of Nevada at (775) 684-1600. Case Information: 81093 Short Caption:GARCIA VS. SEC. PROPERTIES, INC.Court:Supreme Court Lower Court Case(s):Clark Co. - Eighth Judicial District - A797762Classification:Civil Appeal - General - Proper Person Disqualifications:Case Status:Disposition Filed Replacement:Panel Assigned: Panel To SP/Judge:05/14/2020 / Chapin, PatrickSP Status:Completed Oral Argument:Oral Argument Location: Submission Date:How Submitted: + Party Information RoleParty NameRepresented By AppellantCarlos Garcia In Proper Person RespondentSecurity Properties, Inc.Timothy F. Hunter (Ray Lego & Associates) + Due Items Due DateStatusDue ItemDue From 12/20/2021OpenRemittitur Docket Entries DateTypeDescriptionPending?Document 04/28/2020Filing FeeFiling Fee due for Appeal. (SC) 04/28/2020Notice of Appeal DocumentsFiled Notice of Appeal. Appeal docketed in the Supreme Court this day. (SC)20-16051 04/28/2020Notice/OutgoingIssued Notice to File Case Appeal Statement/Civil. Due date: 10 days. (SC)20-16053 04/28/2020Notice/OutgoingIssued Notice to Pay Supreme Court Filing Fee. No action will be taken on this matter until filing fee is paid. Due Date: 10 days. (SC)20-16055 05/13/2020Filing FeeE-Payment \$250.00 from Suneel J. Nelson.

(SC) 05/13/2020Notice/OutgoingIssued Notice of Referral to Settlement Program. This appeal may be assigned to the settlement program. Timelines for requesting transcripts and filing briefs are stayed. Docketing Statement mailed to counsel for appellant - due: 21 days. (SC)20-18243 05/14/2020Settlement NoticeIssued Notice: Assignment to Settlement Program. Issued Assignment Notice to NRAP 16 Settlement Program. Settlement Judge: Patrick N. Chapin. (SC)20-18379 05/18/2020Notice of Appeal DocumentsFiled Case Appeal Statement (REJECTED PER NOTICE ISSUED 05/19/20). (SC) 05/19/2020Notice/OutgoingIssued Notice of Rejection of Filed Document. Appellant's Case Appeal Statement. (SC)20-19027 06/05/2020Order/ProceduralFiled Order Directing Appellant to File Overdue Case Appeal Statement. Case Appeal Statement due: 7 days. (SC).20-21214 06/05/2020Notice/OutgoingIssued Notice to File Docketing Statement. Due date: 10 days. (SC)20-21282 06/10/2020Settlement Program ReportFiled ECAR/Appropriate for Settlement Program. This case is appropriate for mediation and a settlement conference is scheduled for September 10, 2020, at 10:00 AM. (SC)20-21740 06/15/2020Docketing StatementFiled Docketing Statement Civil Appeals. (SC)20-22356 06/23/2020Order/ProceduralFiled Order Directing Appellant to File Overdue Case Appeal Statement. Appellant's Case Appeal Statement due: 7 days. (SC).20-23318 06/29/2020Notice of Appeal DocumentsFiled Case Appeal Statement. (SC).20-23929 06/29/2020Notice of Appeal DocumentsFiled Amended Case Appeal Statement. (SC).20-23937 08/24/2020Settlement Program ReportFiled Interim Settlement Program Report. The settlement conference is continued to the following date: October 28, 2020, at 10:00 AM via Zoom. (SC)20-31131 10/28/2020Settlement Program ReportFiled Final Report/No Settlement. The parties were unable to agree to a settlement of this matter. (SC).20-39478 10/29/2020Settlement Order/ProceduralFiled Order Reinstating Briefing. The parties were unable to agree to a settlement. Appellant(s): 14 days transcript request; 90 days opening brief and appendix. (SC)20-39594 02/26/2021Order/ProceduralFiled Order to File Documents. Appellant shall have 14 days from the date of this order to file and serve the transcript request form or certificate of no transcript request and the opening brief and appendix. (SC)21-05706 03/12/2021MotionFiled Appellant's Motion to Withdraw as Counsel; and Motion to Extend Time for Filing Appellant's Transcript Request Form and/or Opening Brief. (SC)21-07340 03/18/2021Notice/IncomingFiled Certificate of Service on Appellant Carlos Garcia - Motion to Withdraw as Counsel; and Motion to Extend Time for Filing Appellant's Transcript Request Form and/or Opening Brief. (SC)21-07918 03/19/2021Order/ProceduralFiled Order Denying Motion. Counsel for appellant, Suneel J. Nelson, has filed a motion to withdraw on the grounds that continuing to represent appellant will impose an unreasonable financial burden. The motion is denied without prejudice because Nelson has not served the motion on his client as required by NRAP 46(e)(3). (SC)21-08004 04/02/2021Order/ProceduralFiled Order Granting Motion. Appellant's counsel, Suneel J. Nelson, has filed a motion to withdraw. The motion is granted. The clerk shall remove Mr. Nelson and Nelson Law Office, LLC, from the docket in this appeal. notice of appearance due: 30 days. Briefing suspended. (SC)21-09548 05/19/2021Order/ProceduralFiled

Order Reinstating Briefing and Directing Transmission of Record. To date appellant has not responded to this court's order; accordingly, this court concludes that appellant intends to proceed in this appeal pro se. The clerk of this court shall provide appellant with the instructions and an informal brief form for pro se parties. Appellant's transcript request form due: 14 days. Appellant's opening brief due: 120 days. Record due: 30 days. (SC)21-14457 05/27/2021Record on Appeal DocumentsFiled Record on Appeal - A797762 - Volume 1. (SC)21-15203 10/13/2021Order/ProceduralFiled Order to File documents. Appellant's transcript request form and opening brief due: 7 days. (SC)21-29419 11/23/2021Order/DispositionalFiled Order Dismissing Appeal. "ORDER this appeal DISMISSED." SNP21-RP/LS/AS. (SC).21-33730 Combined Case View