

Alexander M. Falconi

Appearing in Proper Person

ed
Jul 17 2017 10:46 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
COUNTY OF WASHOE

ALEXANDER M. FALCONI,
Petitioner,

vs.

ANN
Respondent,

Case No.: FV08-03200

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Petitioner, Alexander M. Falconi, appearing in proper person, hereby appeals¹ the *Order Denying Motion for Costs* filed June 23, 2017 to the Supreme Court of Nevada.

SIGNED THIS 23 day of June, 2017.



Alexander M. Falconi

¹ Petitioner is only challenging the portion of the order denying costs on appeal.

NRCP 5 CERTIFICATE OF SERVICE

I, Alexander M. Falconi, hereby certify that I placed a true and correct copy of this *Notice of Appeal* into a sealed envelope and mailed it, postage prepaid, *via* United States Postal Service, addressed as follows.

Ann

SERVED THIS 23 day of June, 2017.



Alexander M. Falconi

Code: 1310E
Alexander M. Falconi

Appearing in Proper Person

IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

ALEXANDER M. FALCONI,
Petitioner,

vs.

ANN
Respondent.

) Case No.: FV08-03200

) Dept: 13

CASE APPEAL STATEMENT

COMES NOW, Petitioner, Alexander M. Falconi, appearing in proper person, and
pursuant to NRAP 3(a)(1), respectfully presents his case appeal statement.

1. Alexander M. Falconi, Petitioner above-named, is the Appellant filing this case appeal statement.
2. The Honorable Bridgett Robb, Second Judicial District Court, Family Division, is the district judge who issued the decision wherefrom this appeal arises.
3. The parties who were involved in the district court proceedings wherefrom this appeal arises are as follows:
 - a. Alexander M. Falconi, Petitioner; and,
 - b. Ann Respondent.
4. The parties involved in this appeal are:
 - a. Alexander M. Falconi, Appellant; and,

1 b. [REDACTED] Appellant Respondent.

2 5. No counsel are involved in this appeal.

3 6. Appellant was not being represented by retained counsel in the district court
4 proceedings.

5 7. Appellant is not being represented by retained counsel in this appeal.

6 8. Appellant was not granted leave to proceed *in forma pauperis* by the district
7 court.

8 9. The above-entitled district court proceedings commenced with filing of *Motion*
9 *For Costs And For Return Of Cost Bond* filed April 10, 2017.

10 10. This appeal arises on a single question of law. Appellant moved for costs. An
11 award of costs is mandatory. The District Court abused its discretion in denying
12 costs.

13 11. This case has previously been the subject of an appeal to the Supreme Court of
14 Nevada. *Falconi v. [REDACTED]* SCN 57516; *Falconi v. [REDACTED]* 69341.

15 12. This appeal does not involve child custody and visitation.

16 13. This case does involve the possibility of settlement.

17 **AFFIRMATION¹:** This document does not contain the social security number of any person.

18 DATED this 23 day of June, 2017.

19 

20 Alexander M. Falconi
21 Pro Se

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28 ¹ This affirmation is in accordance with NRS 239B.060.

NRCP 5 CERTIFICATE OF SERVICE

I, Alexander M. Falconi, do hereby solemnly swear under penalty of perjury that I am over the age of 18 and not a party to this action and that I placed a true and correct copy of this *Case Appeal Statement* into a sealed envelope and mailed it, postage prepaid, via United States Postal Service, addressed as follows:

Ann [REDACTED]
[REDACTED]
[REDACTED]

SERVED THIS 23 day of June, 2017.



Alexander M. Falconi

1 **Code 1310**

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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

7 **IN AND FOR THE COUNTY OF WASHOE**

8 **ALEXANDER FALCONI,**

9 **Petitioner,**

Case No. FV08-03200

10 **vs.**

Dept. No. 13

11 **ANN**

12 **Respondent.**

13 _____ /
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15 **CORRECTED CASE APPEAL STATEMENT**

16 This case appeal statement is filed pursuant to NRAP 3(f).

- 17 1. Appellant is Alexander M. Falconi.
- 18 2. This appeal is from an order entered by the Honorable Judge Bridget Robb.
- 19 3. Appellant is representing himself in Proper Person on appeal, the Appellant's
20 address is:
21 Alexander M. Falconi
22 _____
23 _____
- 24 4. Respondent is _____ Ann _____ Respondent is not represented in District Court.
- 25 5. Respondent's attorney is not licensed to practice law in Nevada: N/A
- 26 6. Appellant was represented by retained counsel in District Court.
- 27 7. Appellant is not represented by retained counsel on appeal.
- 28 8. Appellant was not granted leave to proceed in forma pauperis in the District Court.
9. Proceeding commenced by the filing of a Petition to Establish Custody and
Visitation on August 25, 2008.

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10. This is a civil proceeding and the Appellant is appealing the Order after Reversal and Remand; Order Denying Motion for Costs and for Return of Cost Bonds; Order for Return of Appeal bond filed June 23, 2017.
11. The case has been the subject of a previous appeals to the Supreme Court:
Supreme Court No. 57516, 64551 and 69341:
12. This case does involve child custody or visitation.
13. It is unknown if the case involves the possibility of a settlement.

Dated this 7th day of July, 2017.

Jacqueline Bryant
Clerk of the Court

By: /s/ Yvonne Vilorio
Yvonne Vilorio
Deputy Clerk

1 **Code 4132**

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5 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
6 **IN AND FOR THE COUNTY OF WASHOE**
7

8 **ALEXANDER FALCONI,**

Case No. FV08-03200

9 **Petitioner,**

Dept. No. 13

10 **vs.**

11 **ANN**

12 **Respondent.**
13 _____/

14
15 **CORRECTED NOTICE OF APPEAL DEFICIENCY**

16 **TO:** Clerk of the Court, Nevada Supreme Court,
17 and All Parties or their Respective Counsel Of Record:

18 On June 23, 2017, Plaintiff, Alexander M. Falconi, filed a Notice of Appeal with the
19 Court. Plaintiff failed to include the Five Hundred Dollar (\$500.00) District Court appeal
20 bond, and the Two Hundred Fifty Dollar (\$250.00) Supreme Court filing fee.

21 Pursuant to NRAP 3(a)(3), on July 7, 2017, the Notice of Appeal was filed with the
22 Nevada Supreme Court. By copy of this notice Plaintiff, Alexander M. Falconi, was
23 apprised of the deficiency.

24 Dated this 7th day of July, 2017.

25 JACQUELINE BRYANT
26 CLERK OF THE COURT

27 By: /s/Yvonne Vilorio
28 Yvonne Vilorio
Deputy Clerk