

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL MARKING AND  
ELIZABETH FLEMING,  
Appellants,  
vs.  
VIRGINIA GALLEGOS,  
Respondent.

No. 56064

**FILED**

**FEB 28 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY J. Lindeman  
DEPUTY CLERK

ORDER DENYING MOTION TO  
SUPPLEMENT OPENING BRIEF

On July 1, 2010, proper person appellants filed their opening brief and appendix. Appellants have now moved to amend their opening brief to include four additional paragraphs. We construe appellants' motion to amend their opening brief as a motion to supplement their opening brief, and we deny the motion. Specifically, it appears that appellants are attempting to improperly include statements relating to matters outside of the district court record (appellants' November 1, 2010, communication with a justice court clerk). We remind appellants that this court may only consider those matters presented to or considered by the lower court in reaching its decision. See Carson Ready Mix v. First Nat'l Bk., 97 Nev. 474, 635 P.2d 276 (1981).

It is so ORDERED.

Dwyer, C.J.

cc: Michael Marking  
Elizabeth Fleming  
Virginia Gallegos