

IN THE SUPREME COURT OF THE STATE OF NEVADA

INTERNATIONAL FIDELITY  
INSURANCE COMPANY, BY AND  
THROUGH ITS LOCAL AGENT,  
BLACKJACK BONDING, INC.,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 42949

**FILED**

**FEB 23 2006**

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion to remit a surety bond. Eighth Judicial District Court, Clark County; Michael L. Douglas, Judge.

When our review of the docketing statement and the documents submitted to this court pursuant to NRAP 3(e) revealed a potential jurisdictional defect, we directed appellant to show cause why its appeal should not be dismissed. Specifically, we noted that it appeared that the order designated in the notice of appeal is not substantively appealable, as no statute or court rule appeared to permit an appeal from a district court order denying a motion to remit a surety bond.<sup>1</sup> Appellant has submitted a response to our show cause order, arguing that an order denying a motion to remit a surety bond is a special order after final judgment, which is independently appealable under NRAP 3A(b)(2). After appellant's response was filed, however, this court issued its decision in


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<sup>1</sup>See NRAP 3A(b) (listing orders that may be appealed); Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984) (noting that this court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule).

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International Fidelity Insurance v. State of Nevada,<sup>2</sup> which concludes that no rule or statute authorizes an appeal from any orders entered in ancillary bail bond proceedings, and thus, such orders are not substantively appealable. Moreover, in International Fidelity, we held that the proper vehicle for challenging orders entered in ancillary bail bond proceedings is through a petition for extraordinary writ.<sup>3</sup> As was the case in International Fidelity, appellant seeks to challenge a district court order denying a motion to remit a surety bond. Because such orders are not substantively appealable, we lack jurisdiction over this appeal, and we

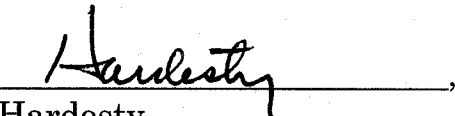
ORDER this appeal DISMISSED.

 \_\_\_\_\_ J.

Maupin

 \_\_\_\_\_ J.

Gibbons

 \_\_\_\_\_ J.

Hardesty

cc: Eighth Judicial District Court Dept. 11, District Judge  
Jones Vargas/Las Vegas  
Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

<sup>2</sup>122 Nev. \_\_\_, \_\_\_ P.3d \_\_\_ (Adv. Op. No. 5, February 2, 2006).

<sup>3</sup>Id.