

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEVIN BERGERON, NATURAL
FATHER OF BRITTNEY BERGERON;
AND MICHAEL COTE, GUARDIAN AD
LITEM FOR BRITTNEY BERGERON, A
MINOR CHILD,

Appellants,

vs.

TAMARA BERGERON, N/K/A TAMARA
SCHMIDT; ROBERT J. "BOBBY"
SCHMIDT, JR.; ROBERT J. SCHMIDT,
SR.; MURIEL "MYRA" L. SCHMIDT;
BEAU MAESTAS; MONIQUE
MAESTAS; HARRY MAESTAS;
DESIREE TOWNE; SABRINA
BANTAM; JOHN DOE BANTAM;
CAROLYN DEBENHAM; BILL MERLE
MARTIN; BRUCE DOE; RBG, LLC,
D/B/A CASA BLANCA RESORT &
CASINO; AND KIM COATS,
Respondents.

No. 43144

FILED

JUN 28 2004

JANEITE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Reub*
CHIEF DEPUTY CLERK


ORDER DISMISSING APPEAL

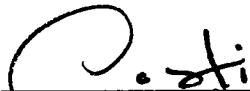
This is an appeal from a district court order removing appellant Michael Cote and appointing respondent Kim Coats as the guardian ad litem for Brittney Bergeron. Eighth Judicial District Court, Clark County; Valerie Adair, Judge.

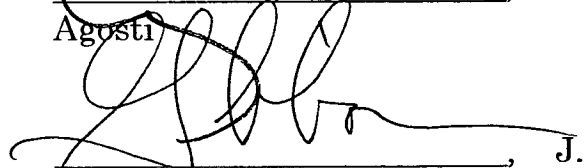
Respondents have moved to dismiss this appeal for lack of jurisdiction because the order is not appealable. Appellants filed a response in which they concede that this court lacks jurisdiction over this appeal.

This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.¹ No statute or court rule provides for the right to appeal from an order removing a guardian ad litem and appointing a successor guardian ad litem.² Accordingly, as we lack jurisdiction, we grant respondents' motion and dismiss this appeal.

It is so ORDERED.


_____, J.
Becker


_____, J.
Agosti


_____, J.
Gibbons

¹Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

²See NRAP 3A(b); see also NRS 159.033.

cc: Hon. Valerie Adair, District Judge
William K. Errico
Hutchison & Steffen, Ltd.
Stephen M. Caruso
Frank J. Toti
Barron, Vivone & Pruitt
Crockett & Myers
Lewis & Shreve, LLP
Steven B. Wolfson, Chtd.
Clark County Legal Services Program, Inc.
John Doe Bantam
Sabrina Bantam
Carolyn Debenham
Beau Maestas
Harry Maestas
Monique Maestas
Robert J. "Bobby" Schmidt Jr.
Muriel "Myra" L. Schmidt
Desiree Towne
Clark County Clerk