

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES DUFFY,
Appellant,
vs.
JOANN HARVEY,
Respondent.

No. 43440

FILED

JUN 28 2004

ORDER DISMISSING APPEAL

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

This is a proper person appeal from a district court order granting summary judgment. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, the district court has not yet entered a final judgment resolving all claims as to all parties,¹ because respondent's counterclaim against appellant remains pending. Since the order is not a final judgment, and is not otherwise appealable,² we lack jurisdiction. Accordingly, we

ORDER this appeal DISMISSED.

Becker _____, J.
Becker

Agosti _____, J.
Agosti

Gibbons _____, J.
Gibbons

¹See Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000).

²See NRAP 3A(b).

cc: Hon. Jessie Elizabeth Walsh, District Judge
James Duffy
Wright & Weiner
Clark County Clerk