

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL W. CRIPPS,  
Appellant,  
vs.  
DONNA M. BATH, WHITE PINE  
COUNTY CLERK,  
Respondent.

No. 43472

FILED

JUN 28 2004

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal. Seventh Judicial District Court, White Pine County; Dan L. Papez, Judge.

Appellant's notice of appeal states that he appeals from an order summarily dismissing his petition for a writ of mandamus. But our review of this appeal indicates that no written order has been filed. Only a written order or judgment may be appealed; a notice of appeal filed before entry of a written order is premature and of no effect.<sup>1</sup> Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.<sup>2</sup>

*Becker* \_\_\_\_\_, J.  
Becker

*Agosti* \_\_\_\_\_, J.  
Agosti

*[Signature]* \_\_\_\_\_, J.  
Gibbons

<sup>1</sup>See NRAP 4(a)(1); Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

<sup>2</sup>We note that appellant's failure to pay the filing fee required by NRS 2.250(1)(a) constitutes an independent basis for dismissal.

cc: Dan L. Papez, District Judge  
Michael W. Cripps  
Attorney General Brian Sandoval/Ely  
White Pine County Clerk