

IN THE SUPREME COURT OF THE STATE OF NEVADA

SHIRLEE D. LASPINA,
INDIVIDUALLY AND PERSONALLY;
AND P.O.W.E.R. JUSTICE I.N.C., AN
UNINCORPORATED ORGANIZATION,
Appellants,

vs.

LEE ANN LUTTRELL; DANA D. LYNN;
LINDA D. SOUTHWELL; AND DONNA
M. ALBRIGHT,
Respondents.

No. 43838

FILED

OCT 19 2004

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

ORDER DISMISSING APPEAL

This proper person appeal challenges two district court minute orders.¹ Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

Our review of the documents before us reveals that this appeal is jurisdictionally defective. The June 28, 2004 and July 26, 2004 orders designated in the notice of appeal were oral rulings. No appeal may be taken from an oral ruling reflected in the court minutes; instead, a notice of appeal must be filed after the court enters a formal written judgment.² A notice of appeal that is filed before a formal written judgment is entered is ineffective and fails to vest jurisdiction in this court.³

¹Although appellant has not been granted leave to proceed in proper person under NRAP 46(b), we have received and considered her documents.

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

³Id.


Additionally, an order may be appealed only when authorized by statute or court rule.³ Here, the June 28 minute order simply continued a hearing, and the July 26 minute order granted a motion to strike. Even if they had been reduced to writing and formally entered, these orders would apparently not be appealable.⁴


Finally, we note that appellant P.O.W.E.R. Justice I.N.C., an unincorporated organization, cannot appeal in proper person.⁵ Appellant Shirlee Laspina, who signed the notice of appeal on P.O.W.E.R.'s behalf, is not permitted to represent a business organization. Consequently, the notice of appeal filed on behalf of P.O.W.E.R. is invalid.⁶

As we lack jurisdiction, we

ORDER this appeal DISMISSED.⁷


_____, J.
Becker


_____, J.
Agosti


_____, J.
Gibbons

³Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

⁴See NRAP 3A(b).

⁵Guerin v. Guerin, 116 Nev. 210, 993 P.2d 1256 (2000).

⁶Id. at 214, 993 P.2d at 1258.

⁷We deny as moot appellant's motion to proceed in proper person on appeal.

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Shirlee D. Laspina
Donna M. Albright
Lee Ann Luttrell
Dana D. Lynn
Linda D. Southwell
Clark County Clerk