

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMAR EVANS,  
Appellant,  
vs.  
THE STATE OF NEVADA EX REL.  
STATE GAMING CONTROL BOARD,  
Respondent.

No. 44003

FILED

OCT 26 2004

ORDER DISMISSING APPEAL

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

This proper person appeal challenges an oral ruling by the district court dismissing appellant's complaint. Eighth Judicial District Court, Clark County; Ronald D. Parraguirre, Judge.

Our review of the documents before us reveals a jurisdictional defect. A notice of appeal must be filed after the district court enters a formal written judgment; no appeal may be taken from a minute order.<sup>1</sup> A notice of appeal that is filed before the district court enters a formal written judgment is ineffective and fails to vest jurisdiction in this court.<sup>2</sup>

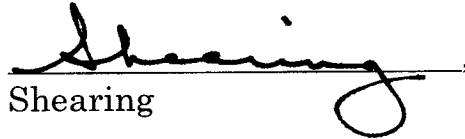
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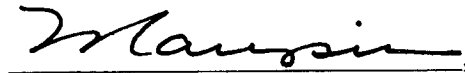
<sup>1</sup>NRAP 4(a)(1).

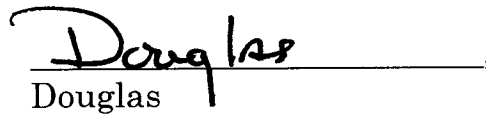
<sup>2</sup>Id.; Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

As appellant's notice of appeal is premature, we lack jurisdiction and therefore dismiss this appeal.<sup>3</sup>

It is so ORDERED.

  
\_\_\_\_\_, C.J.  
Shearing

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

cc: Hon. Ronald D. Parraguirre, District Judge  
Jamar Evans  
Attorney General Brian Sandoval/Las Vegas  
Clark County Clerk

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<sup>3</sup>We note that appellant may appeal when the district court enters its formal, final judgment. See NRAP 4(a)(1). Additionally, we note that appellant's failure to pay the supreme court filing fee could constitute an independent basis on which to dismiss this appeal.