

IN THE SUPREME COURT OF THE STATE OF NEVADA

JULIO CESAR NAVAS,
Appellant,


vs.

ANNA MARIE NAVAS, N/K/A ANNA
MARIE BYRON; WESTERN TITLE
COMPANY; DAVID RANKIN; CAROL
STOKES, THE HONORABLE
DEBORAH SCHUMACHER, DISTRICT
JUDGE; AND RONALD A. LONGTIN,
JR.,
Respondents.

No. 45242

FILED

DEC 08 2006

WANNETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from a district court order dismissing appellant's complaint. Second Judicial District Court, Washoe County; Janet J. Berry, Judge.

Having reviewed the record and appellant's proper person appeal statement, we conclude that the district court did not err in dismissing appellant's complaint.¹ In particular, appellant's claims

¹See NRCP 12(b)(5); Breliant v. Preferred Equities Corp., 109 Nev. 842, 845, 858 P.2d 1258, 1260 (1993) (noting that, in determining whether a claim has been stated, all inferences must be construed in favor of the non-moving party, and all factual allegations in the complaint must be accepted as true); Edgar v. Wagner, 101 Nev. 226, 699 P.2d 110 (1985) (stating that, in reviewing an order granting a motion to dismiss, this court's task is to determine whether the challenged pleading sets forth allegations sufficient to make out the elements of a right to relief).

concerning the real property at issue in this case were decided in the divorce action and may not be relitigated.² Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Becker, J.
Becker

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

cc: Hon. Janet J. Berry, District Judge
Julio Cesar Navas
Attorney General George Chanos/Reno
Anna Marie Byron
Erickson Thorpe & Swainston, Ltd.
Walsh, Baker & Rosevear, P.C.
Washoe District Court Clerk

²See Executive Mgmt. v. Ticor Title Ins. Co., 114 Nev. 823, 834, 963 P.2d 465, 473 (1998).