

IN THE SUPREME COURT OF THE STATE OF NEVADA

PASTOR GARY HUNTER,  
Appellant,  
vs.  
GREATER ST. JAMES BAPTIST  
CHURCH,  
Respondent.

No. 45885

**FILED**

**AUG 22 2006**

ORDER DISMISSING APPEAL

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

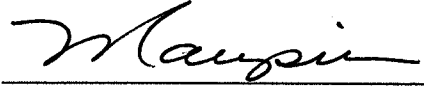
This is an appeal of the district court's "Order Denying Appeal and Affirming the Decision of the Justice Court," entered on July 27, 2005. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.


On February 24, 2006, this court entered an order directing appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Specifically, this court noted that this case arose in the justice court and that the district court has final appellate jurisdiction over such cases. Nev. Const. Art. 6, §6; See also, Tripp v. The City of Sparks, 92 Nev. 362, 550 P.2d 419 (1976); and Waugh v. Casazza 85 Nev. 520, 458 P.2d 359 (1969).

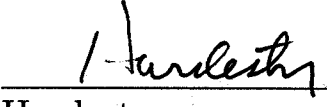
On May 25, 2006, this court entered an order allowing former counsel for appellant to withdraw as attorney of record. That order directed appellant to retain new counsel and cause new counsel to file a notice of appearance with this court or to inform this court that he would not be retaining new counsel within 45 days. Our order provided that if new counsel was retained a response to our order to show cause should be filed within 15 days of filing the notice of appearance. On July 11, 2006, attorney Kenneth G. Frizzell filed a notice of appearance.

On July 28, 2006, appellant filed a motion to voluntarily dismiss this appeal. Cause appearing, we grant that motion and dismiss this appeal.

It is so ORDERED.

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

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. Jessie Elizabeth Walsh, District Judge  
Lester H. Berkson, Settlement Judge  
Kenneth G. Frizzell III  
Mont E. Tanner  
Clark County Clerk