

IN THE SUPREME COURT OF THE STATE OF NEVADA

FERRILL JOSEPH VOLPICELLI,
Appellant,
vs.
LORI INMAN,
Respondent.

No. 46750

FILED

MAY 14 2007

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

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order adopting a master's recommendation concerning child support arrears. Second Judicial District Court, Family Court Division, Washoe County; Deborah Schumacher, Judge.

Our review of the documents before us reveals a jurisdictional defect. Specifically, the order appealed from is not substantively appealable. This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.¹ Under NRAP 3A(b)(2), a post-judgment order affecting the rights of the parties growing out of the final judgment may be appealable as a special order made after final judgment.²

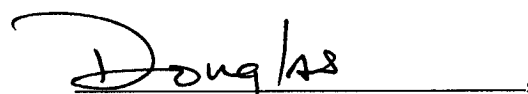
¹See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

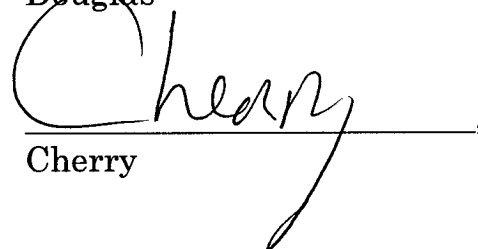
²Gumm v. Mainor, 118 Nev. 912, 59 P.3d 1220 (2002).

Here, the January 10, 2006 order is not substantively appealable because the district court merely affirmed and adopted the master's recommendation that determined the amount of arrears and structured a payment for the purpose of enforcing the child support obligation under the January 27, 2004 order.³ Thus, the January 10, 2006 order merely enforces the court's prior order awarding child support and therefore does not constitute a special order after final judgment, as it does not revise the rights or liabilities of any party.⁴ Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Cherry

³See NRS 125B.140 (providing that the district court has the authority to enforce orders for support); Khaldy v. Khaldy, 111 Nev. 374, 377, 892 P.2d 584, 586 (1995) (providing that once payments for child support have accrued they become vested rights and cannot be modified or voided).

⁴Gumm, 118 Nev. 912, 59 P.3d 1220 (clarifying that a special order made after final judgment must affect the rights of some party to the action, growing out of the previous judgment).

cc: Hon. Deborah Schumacher, District Judge, Family Court Division
Ferrill Joseph Volpicelli
Washoe County District Attorney/Family Support Division
Washoe District Court Clerk