

IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS STIDHAM,  
Appellant,  
vs.  
ERIN GRAY,  
Respondent.

No. 47276

**FILED**

AUG 14 2006

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

ORDER GRANTING MOTION  
TO VOLUNTARILY DISMISS APPEAL

This is an appeal from a district court order that establishes paternity, child custody and visitation, and child support. Eighth Judicial District Court, Family Court Division, Clark County; Lisa Brown, Judge.

When our preliminary review of the docketing statement and the documents submitted to this court pursuant to NRAP 3(e) revealed a potential jurisdictional defect, we directed appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Specifically, only an aggrieved party may appeal from a lower court decision.<sup>1</sup> A party is "aggrieved" within the meaning of NRAP 3A(a) when a district court's order adversely and substantially affects either a personal right or right of


---


<sup>1</sup>See NRAP 3A(a).

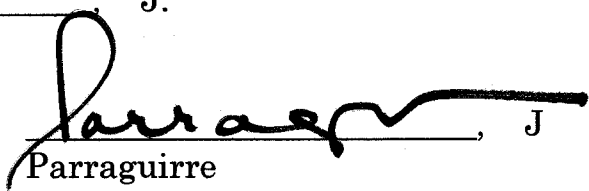
property.<sup>2</sup> When a party stipulates to the entry of an order, that person cannot later attack it as adversely affecting that party's rights.<sup>3</sup> Here, it appeared that the parties agreed to the custody and support arrangements. Thus, appellant was ostensibly not an aggrieved party with standing to appeal.

On July 31, 2006, in response to our show cause order, appellant filed the present motion to voluntarily dismiss this appeal. Attached to appellant's motion is a stipulation to dismiss that is signed by both parties. We grant the motion and dismiss this appeal, and each party shall bear his or her own attorney fees and costs, if any.<sup>4</sup>

It is so ORDERED.

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

  
\_\_\_\_\_  
Becker J.

  
\_\_\_\_\_  
Parraguirre J.

---

<sup>2</sup>Valley Bank of Nevada v. Ginsburg, 110 Nev. 440, 446, 874 P.2d 729, 734 (1994).

<sup>3</sup>See Vinci v. Las Vegas Sands, 115 Nev. 243, 246, 984 P.2d 750, 752 (1999); see also Cottonwood Cove Corp. v. Bates, 86 Nev. 751, 476 P.2d 171 (1970) (holding that a party is not aggrieved by a district court ruling in that party's favor); Patton v. Henrikson, 79 Nev. 197, 380 P.2d 916 (1963) (noting that a party is not aggrieved by a ruling solicited from the district court by that party).

<sup>4</sup>NRAP 42(b).

cc: Hon. Lisa Brown, District Judge, Family Court Division  
Persi J. Mishel, Settlement Judge  
Pecos Legal Services  
Law Office of Betsy Allen  
Clark County Clerk