

IN THE SUPREME COURT OF THE STATE OF NEVADA

ABRAHAM GOTTLIEB, AN  
INDIVIDUAL,  
Appellant,  
vs.  
THE WHITNEY BUILDING, LLC, A  
NEVADA LIMITED LIABILITY  
COMPANY,  
Respondent.

No. 47456

**FILED**

**FEB 28 2007**

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


ORDER DISMISSING APPEAL


This is an appeal from a district court summary judgment in a real property dispute. Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

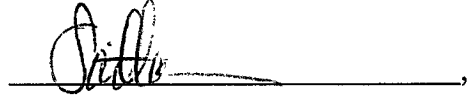
When our review of the docketing statement and NRAP 3(e) documents revealed a potential jurisdictional defect we ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Specifically, we noted that the order designated in appellant's notice of appeal was not substantively appealable since it did not constitute a final judgment, nor was it certified as final under NRCP 54(b). In appellant's timely response to our show cause order, he concedes that the jurisdictional concern raised in our show cause order is "well founded" and that this appeal "is premature and may be dismissed." Accordingly, as the challenged order is not substantively appealable, we

lack jurisdiction to consider it, and we

ORDER this appeal DISMISSED.

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

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

  
\_\_\_\_\_, J.  
Saitta

cc: Hon. Michelle Leavitt, District Judge  
Robert F. Saint-Aubin, Settlement Judge  
Beckley Singleton, Chtd./Las Vegas  
Abraham Gottlieb  
Lionel Sawyer & Collins/Las Vegas  
Eighth District Court Clerk