

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT R. HAGER; ROBERT E.  
HAGER; IAN A. HAGER; RYNE R.  
HAGER; AND CHANTAL C. HAGER,  
Appellants,


vs.

GEORGE CHANOS; WILLIAM FREY;  
AND NEVADA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION,  
Respondents.

No. 47694

**FILED**

APR 04 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY   
CHIEF DEPUTY CLERK

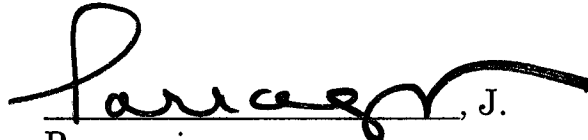
ORDER DISMISSING APPEAL

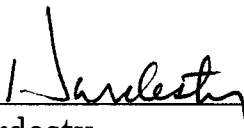
This is an appeal from an order granting judgment on the pleadings. Second Judicial District Court, Washoe County; Robert H. Perry, Judge. Respondents have moved to dismiss this appeal, arguing that this court lacks jurisdiction to consider it because the order being appealed is not a final, appealable order. See NRAP 3A(b)(1). Respondents point out that they asserted a counterclaim against appellants in the district court and that the counterclaim remains pending in the district court. Appellants have not opposed the motion.


Our review of the district court docket entries indicates that respondents did indeed assert a counterclaim against appellants. The order designated in the notice of appeal does not resolve respondents' counterclaim, nor does it appear that the counterclaim has otherwise been resolved. It therefore appears that the order designated in the notice of

appeal was not a final, appealable order.<sup>1</sup> Further, there appears to be no other basis for this court having jurisdiction over this appeal. Accordingly, we grant respondents' motion and we dismiss this appeal.

It is so ORDERED.<sup>2</sup>

  
Parraguirre, J.

  
Hardesty, J.

  
Saitta, J.

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<sup>1</sup>See Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000) (explaining that a final judgment is one that disposes of all the issues presented in the case, and leaves nothing for future consideration of the court, except certain post-judgment matters).

<sup>2</sup>We note that appellants' counsel failed to complete numerous items in the docketing statement, including item 22, which, in part, requires counsel to briefly describe each party's separate claims, *counterclaims*, cross-claims or third-party claims. Appellants' counsel also failed to comply with item 23, which requires counsel to attach copies of the last filed versions of all complaints, *counterclaims*, and/or cross-claims filed in the district court. Proper completion of the docketing statement likely would have resulted in a much earlier determination that this court lacks jurisdiction over this appeal, saving this court and the parties valuable resources. See NRAP 14(a) (one purpose of docketing statement is to assist court in identifying jurisdictional defects). We admonish appellants' counsel for failing to completely and accurately complete the docketing statement and failing to attach copies of all requested documents; we warn counsel that such conduct in the future may result in the imposition of sanctions. NRAP 14(c); Moran v. Bonneville Square Assocs., 117 Nev. 525, 25 P.3d 898 (2001); KDI Sylvan Pools v. Workman, 107 Nev. 340, 810 P.2d 1217 (1991).

cc: Hon. Robert H. Perry, District Judge  
Lester H. Berkson, Settlement Judge  
Hager & Hearne  
Lawrence D. Wishart  
Attorney General Catherine Cortez Masto/Carson City  
Washoe District Court Clerk