

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTIONETTE M. EDISON,
Appellant,
vs.
MICHAEL FAIELLA,
Respondent.

No. 47974

FILED

NOV 09 2006

ANTIONETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Moor*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This proper person appeal challenges a district court order denying appellant's motion to dismiss the underlying complaint. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.


This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.¹ No statute or court rule authorizes an appeal from an order denying a motion to dismiss.² Similarly, to the extent that the district court treated appellant's motion as a motion for summary judgment, no appeal lies from the denial of a


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

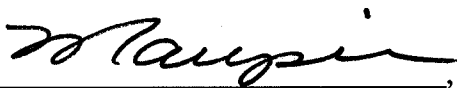
²See NRAP 3A(b) (listing orders and judgments from which an appeal may be taken)

motion for summary judgment.³ Thus, as we lack jurisdiction to consider this appeal, we

ORDER this appeal DISMISSED.⁴


_____, C.J.
Rose


_____, J.
Gibbons


_____, J.
Maupin

cc: Hon. Brent T. Adams, District Judge
Antionette M. Edison
Clifton J. Young
Washoe District Court Clerk

³See *id.*; *Taylor*, 100 Nev. 207, 678 P.2d 1152.

⁴We note that appellant's failure to pay the filing fee or otherwise comply with NRAP 24(a) constitutes an independent basis for dismissing this appeal.