

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERIC W. ZESSMAN,  
Appellant,  
vs.  
CHUBB GROUP OF INSURANCE  
COMPANIES,  
Respondent.

No. 48128

FILED

FEB 08 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's oral ruling granting a motion for constructive trust. Eighth Judicial District Court, Clark County; Valorie Vega, Judge.

Appellant seeks to challenge the district court's oral ruling granting the motion for a constructive trust. As an initial matter, we note that no appeal may be taken from a district court's oral ruling.<sup>1</sup> Only a written judgment has any effect, and thus, only a written judgment may be appealed.<sup>2</sup> Additionally, even if a final, written order granting the motion had been entered, such an order is not substantively appealable

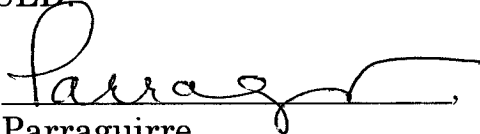
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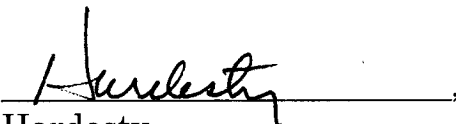
<sup>1</sup>Rust v. Clark Cty. School District, 103 Nev. 686, 689, 747 P.2d 1380, 1382 (1987).


<sup>2</sup>Id.

since it merely enforces the final judgment and does not alter the rights of the parties.<sup>3</sup> Accordingly, as we lack jurisdiction over this appeal, we

ORDER this appeal DISMISSED.<sup>4</sup>

 J.  
Parraguirre

 J.  
Hardesty

 J.  
Saitta

cc: Hon. Valorie Vega, District Judge  
Eric W. Zessman  
Morris Polich & Purdy, LLP/Las Vegas  
Eighth District Court Clerk

<sup>3</sup>See NRAP 3A(b)(2) (permitting an appeal from a special order made after final judgment); See Gumm v. Mainor, 118 Nev. 912, 920, 59 P.3d 1220, 1225 (2002) (noting that, to be appealable as a special order made after final judgment under NRAP 3A(b)(2), an order must affect the rights of some party to the action, growing out of the judgment previously entered).

<sup>4</sup>As appellant has submitted a copy of a district court order granting him in forma pauperis status, we conclude that the filing fee for this matter should be waived.