


IN THE SUPREME COURT OF THE STATE OF NEVADA

TOM DANSON AND MICHELLE
DANSON,
Appellants,
vs.
DENNIS WOJTECKI,
Respondent.

No. 48659

FILED

MAY 14 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from district court orders that (1) held appellants in contempt, (2) denied their motion to disqualify the district court judge, and (3) imposed sanctions for the contempt. Second Judicial District Court, Washoe County; Connie J. Steinheimer, Judge.

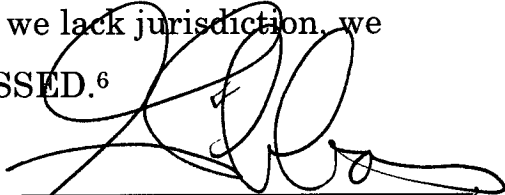
When our preliminary review of the docketing statement and the documents submitted to this court pursuant to NRAP 3(e) revealed a potential jurisdictional defect, we directed appellants to show cause why their appeal should not be dismissed. Appellants have filed a timely response, as well as a supplemental response, and respondent has filed a reply.

This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.¹ Here, we have specifically held that contempt orders and judicial disqualification orders are properly challenged by way of an original petition for extraordinary relief, not by an

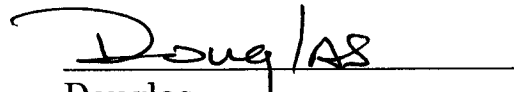
¹Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

appeal.² Also, to the extent that appellants are attempting to appeal from the final judgment, the notice of appeal is untimely under NRAP 4(a), because it was filed more than thirty days after service of written notice of entry of the judgment or order.³ Finally, while we may consider a contempt order in the context of an otherwise proper appeal,⁴ no rule or statute authorizes an appeal from an order enforcing a previously entered permanent injunction.⁵ Accordingly, as we lack jurisdiction, we

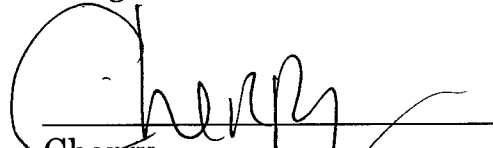
ORDER this appeal DISMISSED.⁶



Gibbons J.



Douglas J.



Cherry J.

²See Towbin Dodge, LLC v. Dist. Ct., 121 Nev. 251, 112 P.3d 1063 (2005) (noting that a writ petition is the appropriate vehicle for challenging judicial disqualification rulings); Pengilly v. Rancho Santa Fe Homeowners, 116 Nev. 646, 5 P.3d 569 (2000) (stating that the proper mode of review of a contempt order is by extraordinary writ).

³See NRAP 4(a)(1); NRAP 26(c).

⁴See Mack-Manley v. Manley, 122 Nev. ___, ___ n.15, 138 P.3d 525, 532 n.15 (2006).

⁵See NRAP 3A(b)(2) (permitting an appeal from an order granting an injunction).

⁶We vacate our January 12, 2007 temporary stay in light of this order.

cc: Hon. Connie J. Steinheimer, District Judge
Patrick O. King, Settlement Judge
Glade L. Hall
Law Offices of Mark Wray
Washoe District Court Clerk