

IN THE SUPREME COURT OF THE STATE OF NEVADA

GABRIEL JURADO,  
Appellant,

vs.

TERI GREENE, INDIVIDUALLY;  
COUNTY OF HUMBOLDT, A  
POLITICAL SUBDIVISION OF THE  
STATE OF NEVADA; AUDIE DURR  
RICH; AND CHERI WHITAKER,  
Respondents.

No. 48893

**FILED**

SEP 10 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY A. Quasado  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order dismissing the underlying case against certain defendants pursuant to NRCP 41(e). Sixth Judicial District Court, Humboldt County; Richard Wagner, Judge.

Our review of the record of this case reveals a jurisdictional defect. Specifically, the district court has not entered a final, appealable order resolving all of the issues as to all of the parties to the underlying action. An appeal may be taken from a final written judgment in an action or proceeding commenced in the court in which the judgment is rendered.<sup>1</sup> A final judgment is one that disposes of the issues presented in the case and leaves nothing for the future consideration of the court except for post-judgment issues such as attorney fees and costs.<sup>2</sup> Here, although the challenged order dismissed appellant's case against respondents Teri

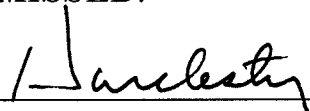
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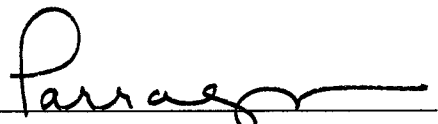
<sup>1</sup>NRAP 3A(b)(1).

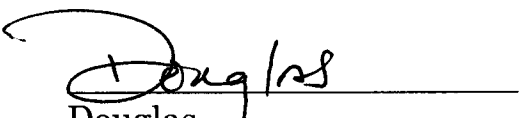
<sup>2</sup>See Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000).

Greene and Humboldt County, the action remains pending against respondents Audie Durr Rich and Cheri Whitaker. Accordingly, because a final, appealable order has not been entered in the underlying case, we

ORDER this appeal DISMISSED.<sup>3</sup>

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

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

  
\_\_\_\_\_, J.  
Douglas

cc: Hon. Richard Wagner, District Judge  
Gabriel Jurado  
Audie Durr Rich  
Thorndal Armstrong Delk Balkenbush & Eisinger/Reno  
Cheri Whitaker  
Humboldt County Clerk

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<sup>3</sup>To the extent that the arguments raised in appellant's civil proper person appeal statement can be construed as containing a request for appointment of counsel to represent him on appeal, we deny that request, because there is no right to appointment of counsel in civil cases not involving incarceration for contempt. See Rodriguez v. Dist. Ct., 120 Nev. 798, 810, 102 P.3d 41, 49 (2004).