


IN THE SUPREME COURT OF THE STATE OF NEVADA

LORI O'NEIL,
Appellant,
vs.
JOHN O'NEIL,
Respondent.

No. 49123

FILED

MAY 14 2007

AVETTE M. BLOOM
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an oral district court order setting interim child support, pending an August 2007 custody hearing. Eighth Judicial District Court, Family Court Division, Clark County; Stefany Miley, Judge.

Our review of the documents before us reveals a jurisdictional defect. First, “[d]ispositional court orders that are not administrative in nature, but deal with the procedural posture or merits of the underlying controversy, must be written, signed, and filed before they become effective.”¹ Thus, the district court’s orally announced temporary support ruling is not appealable.² Second, even if the district court’s order had

¹State, Div. Child & Fam. Servs. v. Dist. Ct., 120 Nev. 445, 455, 92 P.3d 1239, 1245 (2004).

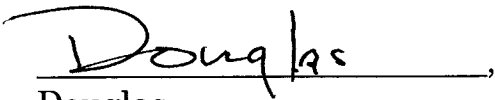
²See id. at 452; 92 p.3d at 1244; see also Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

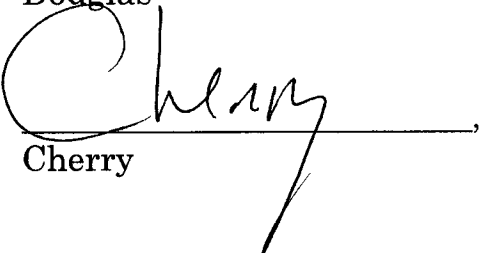
been reduced to writing, a temporary order subject to modification is not appealable.³

Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.⁴


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Cherry

cc: Hon. Stefany Miley, District Judge, Family Court Division
Lori O'Neil
Anthony D. Brooks
Eighth District Court Clerk

³See In re Temporary Custody of Five Minors, 105 Nev. 441, 777 P.2d 901 (1989) (holding that no appeal may be taken from a temporary order subject to periodic mandatory review).

⁴Appellant's failure to file the civil proper person appeal statement and her failure to pay the filing fee constitute independent bases for dismissing this appeal.