

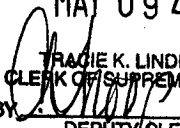
IN THE SUPREME COURT OF THE STATE OF NEVADA

INCORP. SERVICES, INC., A NEVADA
CORPORATION,
Appellant,
vs.
CLARK COUNTY AND CLARK
COUNTY DEPARTMENT OF
AVIATION,
Respondents.

No. 49236

FILED

MAY 09 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFRIMANCE

This is an appeal from a district court order dismissing a complaint in a lease contract dispute. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

Orders of dismissal are subject to rigorous review by this court.¹ A motion to dismiss should be granted after the district court determines that the challenged pleading fails to set forth allegations sufficient to make out the elements of a right to relief.² When considering a motion to dismiss, the court is bound to “construe the pleading liberally and draw every fair intendment in favor of the non-moving party.”³

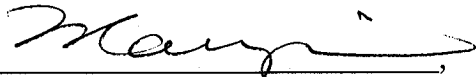
¹Shoen v. SAC Holding Corp., 122 Nev. 621, 137 P.3d 1171, (2006).


²Edgar v. Wagner, 101 Nev. 226, 227, 699 P.2d 110, 111 (1985).

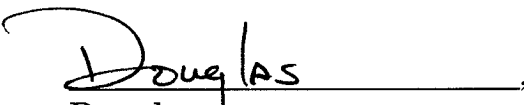
³Vacation Village v. Hitachi America, 110 Nev. 481, 484, 874 P.2d 744, 746 (1994) (internal quotes omitted).

08-11590

Our review of the record demonstrates that the district court did not err when it dismissed appellant's complaint. Accordingly, we ORDER the district court's order AFFIRMED.


_____, J.
Maupin


_____, J.
Parraguirre


_____, J.
Douglas

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Lansford W. Levitt, Settlement Judge
Cooper Castle Law Firm
Clark County District Attorney David J. Roger/Civil Division
Eighth District Court Clerk