

IN THE SUPREME COURT OF THE STATE OF NEVADA

NORMAN TYRONE POWELL,
Appellant,
vs.
THE STATE OF NEVADA; ELY STATE
PRISON; AND K. SMITH,
Respondents.

No. 50076

FILED

SEP 18 2007

ORDER DISMISSING APPEAL

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

This is a proper person appeal from a district court order dismissing an appeal from a justice court decision. Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge.

Our review of the documents submitted to this court pursuant to NRAP 3(e) reveals a jurisdictional defect. Specifically, district courts have final appellate jurisdiction over cases arising in the justice courts.¹ Accordingly, as we lack jurisdiction over this appeal, we

ORDER this appeal DISMISSED.²

Gibbons, J.
Gibbons

Cherry, J.
Cherry

Saitta, J.
Saitta

¹Nev. Const. art. 6, § 6; see also Waugh v. Casazza, 85 Nev. 520, 521, 458 P.2d 359, 360 (1969) (noting that “[t]he district court has final appellate jurisdiction in cases arising in the justice’s court”).

²In light of this order, appellant need not file the civil proper person appeal statement or transcript request form sent to him on August 28, 2007. In addition, we note that appellant’s failure to pay the filing fee or comply with NRAP 24(a) constitutes an independent basis for dismissing this appeal.

cc: Hon. Steve L. Dobrescu, District Judge
Norman Tyrone Powell
Attorney General Catherine Cortez Masto/Carson City
White Pine County Clerk