

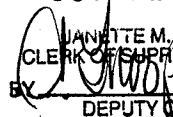
IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL LEE JOHNSON,  
Appellant,  
vs.  
WASHOE MEDICAL CENTER, N/K/A  
RENOWN REGIONAL MEDICAL  
CENTER,  
Respondent.

No. 50233

**FILED**

OCT 12 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order dismissing appellant's complaint as to respondent. Second Judicial District Court, Washoe County; Janet J. Berry, Judge.

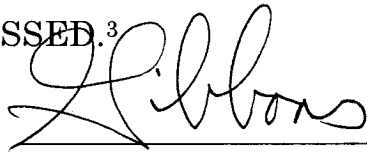
Our review of the NRAP 3(e) documents reveals a jurisdictional defect. Specifically, the district court has not entered a final, appealable order resolving all of the issues as to all of the parties to the underlying action. An appeal may be taken from a final written judgment in an action or proceeding 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 respondent, the action appears to remain pending against the State of

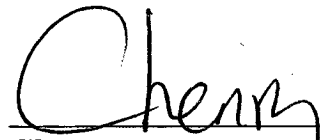
<sup>1</sup>NRAP 3A(b)(1).

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

Nevada and the Reno Police Department. Moreover, although the challenged order appears to fully resolve the case as to respondent, the district court has not certified the challenged order as final under NRCP 54(b). Accordingly, because a final, appealable order has not been entered in the district court, we

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

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Saitta

cc: Hon. Janet J. Berry, District Judge  
Michael Lee Johnson  
Piscevich & Fenner  
Washoe District Court Clerk

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<sup>3</sup>To the extent that appellant seeks to challenge the denial of his request for counsel, we note that that order is not independently appealable. See NRAP 3A(b) (listing orders and judgments from which an appeal may be taken); see also Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984) (noting that this court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule). In light of this order, appellant need not file the civil proper person appeal statement and transcript request form mailed to him on September 25, 2007.