

IN THE SUPREME COURT OF THE STATE OF NEVADA

CRAIG O. BROOKSBY AND SONJA
BROOKSBY,
Appellants,
vs.
VICTOR A. GORDON AND DEMETRIA
KALFAS-GORDON,
Respondents.

No. 50716

FILED

OCT 08 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Cherry*
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district order denying an NRCP 60(b) motion for relief from a judgment in a water rights case. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

The district court has wide discretion to determine an NRCP 60(b) motion for relief from a judgment, and we will not disturb the court's determination in the absence of an abuse of its discretion. Union Petrochemical Corp. v. Scott, 96 Nev. 337, 338, 609 P.2d 323, 323 (1980). Having reviewed appellants' opening brief and the record on appeal, we find no abuse of discretion in the district court's denial of appellants' motion for NRCP 60(b) relief. Accordingly, we

ORDER the judgment of the district court AFFIRMED.¹

Gibbons, J.

Cherry

Douglas, J.

Douglas

Cherry, J.

Gibbons

¹Because we conclude that the district court did not abuse its discretion in denying NRCP 60(b) relief, we need not consider appellants' challenge to the district court order granting respondents' motion to strike.

cc: Hon. Elizabeth Goff Gonzalez, District Judge
William F. Buchanan, Settlement Judge
Steven W. Shaw
Victor A. Gordon
Demetria Kalfas-Gordon
Eighth District Court Clerk