

IN THE SUPREME COURT OF THE STATE OF NEVADA

EMIGRANT STORAGE, LLC,  
Appellant,  
vs.  
PRISCILLA (THEBEAU) BRESH,  
Respondent.

No. 50959

**FILED**

JUN 13 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order affirming a justice court order and dismissing the appeal from that order. Second Judicial District Court, Washoe County; Steven P. Elliott, Judge.

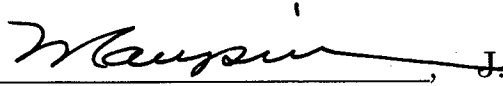
On May 22, 2008, this court entered an order directing appellant to show cause why this appeal should not be dismissed, based on an apparent lack of jurisdiction. Specifically, we noted that the district courts have final appellate jurisdiction over cases arising in the justice courts.<sup>1</sup> On May 29, 2008, appellant filed its response, in which it

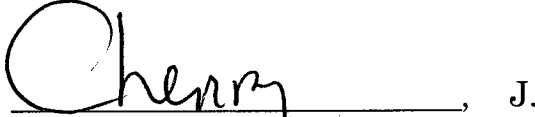
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<sup>1</sup>Nev. Const. art. 6, § 6; Waugh v. Casazza, 85 Nev. 520, 521, 458 P.2d 359, 360 (1969).

concedes that this court lacks jurisdiction over this appeal. Accordingly, as we lack jurisdiction to consider this appeal, we

ORDER this appeal DISMISSED.<sup>2</sup>

  
\_\_\_\_\_, J.  
Maupin

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

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

cc: Hon. Steven P. Elliott, District Judge  
Steven F. Bus  
Priscilla (Thebeau) Bresh  
Washoe District Court Clerk

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<sup>2</sup>We deny appellant's request to allow it to submit a petition for a writ of mandamus as part of this case. Our dismissal of this appeal, however, does not prevent appellant from filing a proper petition for extraordinary relief as a new case before this court.