

IN THE SUPREME COURT OF THE STATE OF NEVADA

MONTGOMERY CARL AKERS,  
Appellant,

vs.

JACQUELYN E. ROKUSEK; FREDDIE-  
BOY LAWRENCE; RHONDA ALLEN; J.  
SHIELDS; GEORGE GREEN;  
KENNETH DAUGHTRY; RAYMOND  
LAPIETTRA; NICK VOULGARIS;  
ANITA JENKINS; SOMBRA FOREST;  
SHERYL NAVARETTE; MICHAEL  
SHUTE AND CHRISTOPHER  
JOHNSON,  
Respondents.

No. 51472

**FILED**

MAY 30 2008

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

ORDER DISMISSING APPEAL

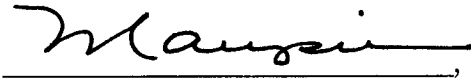
This is a proper person appeal from a district court order denying a motion for reconsideration of an application to proceed in forma pauperis. Fifth Judicial District Court, Nye County; John P. Davis, Judge.

Our review of the documents transmitted to this court pursuant to NRAP 3(e) reveals a jurisdictional defect. Specifically, an order denying reconsideration is not an appealable order.<sup>1</sup>

---

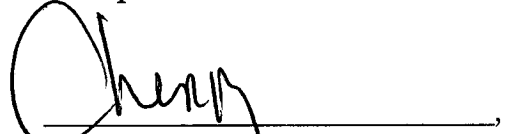
<sup>1</sup>See Alvis v. State, Gaming Control Bd., 99 Nev. 184, 660 P.2d 980 (1983).

Accordingly, as we lack jurisdiction over this appeal, we  
ORDER this appeal dismissed.<sup>2</sup>



J.

Maupin



J.

Cherry



J.

Saitta

cc: Hon. John P. Davis, District Judge  
Montgomery Carl Akers  
Nye County Clerk

---

<sup>2</sup>After this court sent appellant a notice to pay the filing fee, appellant requested that the fee be waived. Appellant's failure to either properly seek leave to proceed in forma pauperis in the district court, as set forth under NRAP 24(a), or pay the filing fee, as required under NRAP 3(f), constitutes an independent basis for dismissing this appeal.