

IN THE SUPREME COURT OF THE STATE OF NEVADA

MILAGROS SURATOS RAYRAY,
Appellant,
vs.
THE STATE OF NEVADA,
DEPARTMENT OF HEALTH AND
HUMAN RESOURCES,
Respondent.

No. 51747

FILED

MAY 30 2008

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

ORDER DISMISSING APPEAL

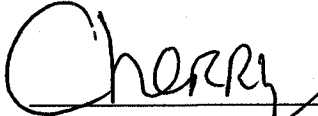
This is a proper person appeal from a district court order denying a motion for stay. Second Judicial District Court, Washoe County; Steven P. Elliott, Judge.


Our review of the documents transmitted to this court reveals a jurisdictional defect. Specifically, no statute or court rule authorizes an appeal from a district court order denying a stay.¹ Accordingly, we lack jurisdiction to consider this appeal, and we

¹KDI Sylvan Pools v. Workman, 107 Nev. 340, 810 P.2d 1217 (1991) (noting that no statute or court rule authorizes an appeal from a district court's stay order); Brunzell Constr. v. Harrah's Club, 81 Nev. 414, 419, 404 P.2d 902, 905 (1965) ("An order granting or denying a stay of proceedings is not among [the list of statutorily appealable determinations]."). 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 where the appeal is authorized by statute or court rule).

ORDER this appeal DISMISSED.²


_____, C. J.
Gibbons


_____, J.
Cherry


_____, J.
Saitta

cc: Hon. Steven P. Elliott, District Judge
Milagros Suratos Rayray
Attorney General Catherine Cortez Masto/Las Vegas
Washoe District Court Clerk

²In light of this order, we deny as moot appellant's emergency motion for stay. Also, appellant need not file the transcript request form and civil proper person appeal statement, mailed to him by this court's office.