

IN THE SUPREME COURT OF THE STATE OF NEVADA

SALVADOR BARAJAS,
Appellant,
vs.
GONZALO MALDONADO, JR. AND
JORGE MALDONADO,
Respondents.

No. 53033

FILED

JUL 23 2009

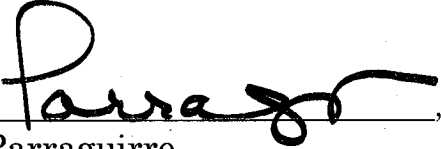
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CLERK OF SUPREME COURT
BY S. Young
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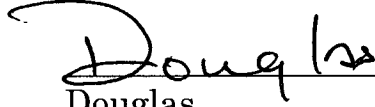
ORDER DISMISSING APPEAL


This is an appeal from a district court order dismissing a complaint in a fraud and declaratory relief action. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

When our preliminary review of the docketing statement and the NRAP 3(e) documents revealed a potential jurisdictional defect, on May 18, 2009, we ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Specifically, we noted that the December 30, 2008, notice of appeal appeared untimely because it was filed more than 33 days after the appealed order's written notice of entry was served by mail on November 25, 2008. See NRAP 4(a)(1); NRAP 26(c). Accordingly, we gave appellant 30 days from the date of the May 18 order to show cause why this appeal should not be dismissed for lack of jurisdiction, and we cautioned appellant that failure to demonstrate that this court has jurisdiction could result in the appeal's dismissal.

To date, appellant has failed to respond to our show cause order. Consequently, we conclude that we lack jurisdiction, and we
ORDER this appeal DISMISSED.


_____, J.
Parraguirre


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Jessie Elizabeth Walsh, District Judge
Lansford W. Levitt, Settlement Judge
Ciciliano & Associates, LLC
Gordon & Silver, Ltd.
Eighth District Court Clerk
Victoria Boyd, Court Reporter