

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID BURGESS,

Appellant,

vs.

THE CITY OF RENO,

Respondent.

No. 34798

**FILED**

DEC 06 1999

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Ruben*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order of the district court affirming appellant's conviction in the justice's court. Our review of this appeal reveals a jurisdictional defect. Specifically, appellant's case arose in the justice's court. The district court has final appellate jurisdiction over a case arising in the justice's court. Nev. Const. art. 6, § 6; *Waugh v. Casazza*, 85 Nev. 520, 458 P.2d 359 (1969).

On September 23, 1999, respondent moved to dismiss this appeal because this court lacked jurisdiction. Appellant has failed to file a response or demonstrate why this appeal should not be dismissed. Accordingly, we conclude that this court lacks jurisdiction to entertain this appeal, and we

ORDER this appeal dismissed.

*Young*  
\_\_\_\_\_  
Young J.

*Agosti*  
\_\_\_\_\_  
Agosti J.

*Leavitt*  
\_\_\_\_\_  
Leavitt J.

cc: Hon. Steven R. Kosach, District Judge  
William Patterson Cashill, Settlement Judge  
Reno City Attorney  
Washoe County Clerk  
Arnold Brock, Jr.