

IN THE SUPREME COURT OF THE STATE OF NEVADA

DARREN COX,  
Appellant,  
vs.  
BERIT BOGDANOFF,  
Respondent.

No. 52784

DARREN COX,  
Appellant,  
vs.  
BERIT BOGDANOFF,  
Respondent.

No. 53799

**FILED**

AUG 12 2009

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEALS

These are appeals from district orders granting partial summary judgment. Eighth Judicial District Court, Clark County; Susan Johnson, Judge.

When our review of the documents before us revealed a potential jurisdictional defect, we directed appellant to show cause why the appeals should not be dismissed for lack of jurisdiction. Specifically, it appeared that the district court had not entered a final written judgment adjudicating all the rights and liabilities of all the parties, because respondent's counterclaim for unjust enrichment remained pending. Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000); KDI Sylvan Pools v. Workman, 107 Nev. 340, 810 P.2d 1217 (1991); Rae v. All American Life & Cas. Co., 95 Nev. 920, 605 P.2d 196 (1979). Appellant was given 30 days to respond to our order and was cautioned that failure to demonstrate that jurisdiction in this court is proper could result in the appeals' dismissal.

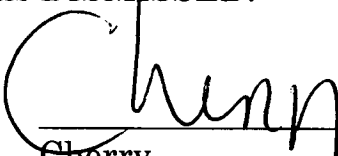
Appellant's response was due on June 25, 2009; appellant failed to respond to our order. On July 6, 2009, appellant filed a motion to

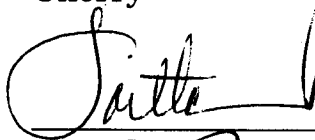
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voluntarily dismiss the appeal in Docket No. 52784; no similar motion or any other document was filed for Docket No. 53799.

We grant the motion to voluntarily dismiss Docket No. 52784, with the parties to bear their own costs and fees, if any. NRAP 42(b). Further, based on appellant's failure to respond to our show cause order, we conclude that appellant has abandoned the appeal in Docket No. 53799. Accordingly, we

ORDER these appeals DISMISSED.<sup>1</sup>

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

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

  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. Susan Johnson, District Judge  
Janet Trost, Settlement Judge  
Law Offices of Barry Levinson, P.C.  
Darren Cox  
Berit Bogdanoff  
Eighth District Court Clerk

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<sup>1</sup>We deny all remaining motions as moot in light of this order.