

IN THE SUPREME COURT OF THE STATE OF NEVADA

OREN JONES,
Appellant,

vs.

FLOYD MAYWEATHER, JR. AND MGM
GRAND HOTEL, LLC,
Respondents.

No. 53997

FILED

SEP 28 2010

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

ORDER OF AFFIRMANCE

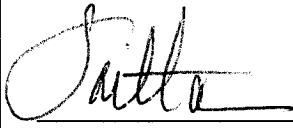
This is a proper person appeal from a district court order striking appellant's request for a trial de novo in a tort action. Eighth Judicial District Court, Clark County; Timothy C. Williams, Judge.

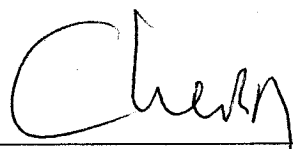
Appellant Oren Jones' tort action proceeded into the court-annexed arbitration program, where the arbitrator entered a decision concluding that the case should be dismissed with prejudice. The arbitrator's conclusion was based on his finding that Jones had failed to file and serve a third-amended complaint even though the district court had granted him permission to do so, that Jones had presented no evidence, and that he had not meaningfully participated in the arbitration process or attended the hearing. Jones requested a trial de novo and respondents subsequently moved to strike Jones' trial de novo request. The district court granted the motion to strike Jones' request for trial de novo and this appeal followed.

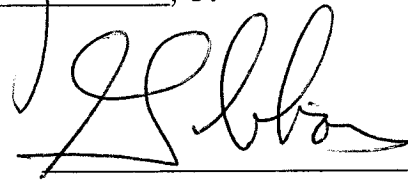
On appeal, Jones seeks reversal of the order striking his trial de novo request, arguing that his attorney failed to attend the arbitration hearing and did not let him know about it or that he needed to attend the hearing. Our review of the record, however, indicates that Jones failed to

raise this argument in the district court, and thus, we need not consider it on appeal. Canyon Villas v. State, Tax Comm'n, 124 Nev. 832, 845 n.27, 192 P.3d 746, 755 n.27 (2008) (refusing to consider an argument raised by appellant for the first time on appeal). Accordingly, as Jones makes no other arguments on appeal, we necessarily affirm the district court's decision.

It is so ORDERED.

 _____, J.
Saitta

 _____, J.
Cherry

 _____, J.
Gibbons

cc: Hon. Timothy C. Williams, District Judge
Oren Jones
Kravitz, Schnitzer, Sloane, Johnson & Eberhardy, Chtd.
Eighth District Court Clerk