

IN THE SUPREME COURT OF THE STATE OF NEVADA

KAREN CUNNINGHAM,  
Appellant,

vs.

TREVOR OFFENBACKER;  
COMPREHENSIVE PHYSICAL  
THERAPY; AND COMPREHENSIVE  
THERAPY CENTERS, LLC,  
Respondents.

No. 54127

FILED

JUN 10 2010

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *A. Ingersoll*  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district court order dismissing appellant's complaint in a professional negligence action. Fifth Judicial District Court, Nye County; Robert W. Lane, Judge.

Having reviewed the briefs and appendix on appeal, we affirm the district court's dismissal of appellant's complaint. The district court properly dismissed the complaint based on appellant's failure to attach a medical affidavit to support the professional negligence complaint at the time of filing. Fierle v. Perez, 125 Nev. \_\_\_, \_\_\_, 219 P.3d 906, 912 (2009); NRS 41A.071. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

*Cherry*, J.  
Cherry

*Saitta*, J.  
Saitta

*Gibbons*, J.  
Gibbons

cc: Hon. Robert W. Lane, District Judge  
Lansford W. Levitt, Settlement Judge  
Law Offices of Leslie Mark Stovall  
Dennett Winspear, LLP  
Hall Jaffe & Clayton, LLP  
Nye County Clerk