

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF ENDOSCOPY
CENTER OF SOUTHERN NEVADA AND
ASSOCIATED BUSINESSES AND
COORDINATED CASES.

No. 54351

IN THE MATTER OF ENDOSCOPY
CENTER OF SOUTHERN NEVADA AND
ASSOCIATED BUSINESSES AND
COORDINATED CASES.

No. 54379

VINCENT MIONE, CRNA,
Appellant,
vs.
BONNIE J. BRUNSON AND CARL
BRUNSON,
Respondents.

IN THE MATTER OF ENDOSCOPY
CENTER OF SOUTHERN NEVADA AND
ASSOCIATED BUSINESSES AND
COORDINATED CASES.

No. 54601 ✓

VINCENT MIONE, CRNA,
Appellant,
vs.
JUNE DOWNING,
Respondent

FILED

APR 23 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malone
DEPUTY CLERK


ORDER DISMISSING APPEALS

These are appeals from a district court order denying a motion to change the place of trial.¹ The appeals have been coordinated, in this court through the master case pending in Docket No. 54351, but the appeals are not consolidated.

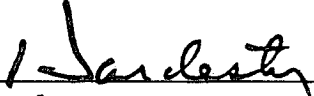
¹In Docket No. 54601, appellant Jeff Krueger, RN's appeal was dismissed by this court's January 17, 2012, order. Accordingly, the clerk of this court is directed to remove Krueger from the caption for Docket No. 54601 and to modify the caption for that appeal to conform to the one in this order.

This court previously issued a show cause order regarding appellant Vincent Mione, CRNA's appeals pending in Docket Nos. 54379 and 54601, which directed Mione to show cause as to whether the venue change orders challenged in these appeals constitute a final ruling on the motion to change the place of trial, so that the orders are appealable under NRAP 3A(b)(6). See Sicor, Inc. v. Sacks, 127 Nev. ___, 266 P.3d 618 (2011) (concluding that an order denying a motion without prejudice to change the place of trial and deferring a final ruling on the motion until after jury selection had been completed did not constitute a final order disposing of the motion to change venue, and thus, was not appealable under NRAP 3A(b)(6)). Mione has submitted a response to this court's order in which he concedes that the orders challenged in these appeals are not final orders disposing of the motion to change venue, and thus, are not appealable under NRAP 3A(b)(6). We therefore conclude that, as the challenged orders are not substantively appealable under NRAP 3(A)(b)(6), this court lacks jurisdiction to consider these appeals and, as a result, the appeals in Docket Nos. 54379 and 54601 are dismissed. Additionally, as all of the appeals coordinated under the master case pending in Docket No. 54351 have now been dismissed in their entirety, we likewise dismiss the appeal pending in Docket No. 54351.

It is so ORDERED.


Saitta, C.J.


Douglas, J.


Hardesty, J.

cc: Hon. Allan R. Earl, District Judge
Bonne, Bridges, Mueller, O'Keefe & Nichols
Buckley King
Lewis Brisbois Bisgaard & Smith, LLP
MacDonald Devin, PC/Dallas
Wilson, Elser, Moskowitz, Edelman & Dicker, LLP
Wolfe & Wyman, LLP
Craig P. Kenny & Associates
Edward M. Bernstein & Associates/Las Vegas
Gerald I. Gillock & Associates
Kemp, Jones & Coulthard, LLP
Mainor Eglet
Eighth District Court Clerk