

IN THE SUPREME COURT OF THE STATE OF NEVADA

REGENCY PARTNERS, LLC, A  
NEVADA LIMITED LIABILITY  
COMPANY; AND HAROLD S. DENNIS,  
AN INDIVIDUAL,  
Appellants,

vs.

BACM 2005-6 DECATUR  
APARTMENTS, LLC, A NEVADA  
LIMITED LIABILITY COMPANY,  
Respondent.

No. 55274

**FILED**

JUL 22 2010

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

ORDER DISMISSING APPEAL

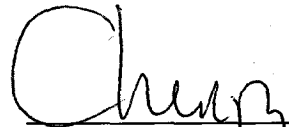
This is an appeal from a district court order appointing a receiver in a foreclosure action. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

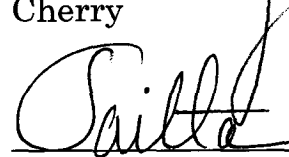
On April 29, 2010, this court issued an order directing appellants to show cause why this appeal should not be dismissed as moot because the receivership imposed by the challenged order has effectively concluded with the disputed property's sale. Both appellants and respondent have responded to our show cause order as directed.


The duty of this court is to resolve actual controversies, not to opine on moot questions or abstract propositions. University of Nevada v. Tarkanian, 95 Nev. 389, 394, 594 P.2d 1159, 1162 (1979). Having considered the parties' filings in response to our show cause order, we conclude that this appeal is moot and we reject appellants' contention that the issues raised by this appeal are capable of repetition yet evading review. See Stephens Media v. Dist. Ct., 125 Nev. \_\_\_, \_\_\_, 221 P.3d 1240, 1246-47 (2009) (noting that this court will exercise its discretion to adjudicate a moot case when the issue on appeal is likely to arise again

and the challenged action is of too short a duration to be resolved before its expiration). Accordingly, we

ORDER this appeal DISMISSED.

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

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

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

cc: Hon. Elizabeth Goff Gonzalez, District Judge  
Carolyn Worrell, Settlement Judge  
Law Offices of John M. Netzorg  
Duane Morris LLP  
Eighth District Court Clerk