

IN THE SUPREME COURT OF THE STATE OF NEVADA

TYRONE GEORGE DUFF,
Appellant,
vs.
YOLANDA FOSTER F/K/A YOLANDA
DUFF,
Respondent.

No. 55397

FILED

JUN 10 2010

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

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order vacating a restraining order. Second Judicial District Court, Family Court Division, Washoe County; Chuck Weller, Judge.

Our review of the documents before this court reveals a jurisdictional defect. Specifically, the district court granted appellant's motion; consequently he was the prevailing party below. He is therefore not aggrieved by the district court's order and lacks standing to appeal. NRAP 3A(a); Valley Bank of Nevada v. Ginsburg, 110 Nev. 440, 874 P.2d 729 (1994). Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.¹

Cherry
_____, J.
Cherry

Saitta
_____, J.
Saitta

Gibbons
_____, J.
Gibbons

¹In light of this order, no action is required with respect to appellant's May 24, 2010, request for case status.

cc: Hon. Chuck Weller, District Judge, Family Court Division
Tyrone George Duff
Yolanda Duff
Yolanda Foster
Washoe District Court Clerk