

IN THE SUPREME COURT OF THE STATE OF NEVADA

PAUL CHRISTOPHER; AND PALMER  
CHRISTOPHER,

Appellants,

vs.

BYRD UNDERGROUND, LLC; BUDDY LEE  
BYRD; BYRD COMPANIES, LLC; BU  
HOLDINGS, LLC; BYRD RENTALS, LLC;  
BYRD LEASING, LLC; BYRD TRUCK  
LEASING, LLC; BUDDY TYLER BYRD;  
BYRD LAND HOLDINGS, LLC; BYRD  
NEVADA, LLC; BYRD ELECTRIC, INC;  
MASTER EXCAVATORS, A NEVADA  
CORPORATION; SOUTHWEST  
EQUIPMENT, A NEVADA CORPORATION;  
AND DITCH DIGGERS, LLC, A NEVADA  
LIMITED LIABILITY COMPANY,

Respondents.

PAUL CHRISTOPHER, IN PROPER  
PERSON; AND PALMER CHRISTOPHER, IN  
PROPER PERSON,

Appellants,

vs.

BYRD UNDERGROUND, LLC; BUDDY LEE  
BYRD; DITCH DIGGERS, LLC; BYRD  
COMPANIES, LLC; BU HOLDINGS, LLC;  
BYRD RENTALS, LLC; BYRD LEASING,  
LLC; BYRD TRUCK LEASING, LLC; BUDDY  
TYLER BYRD; BYRD LAND HOLDINGS,  
LLC; BYRD NEVADA, LLC; BYRD  
ELECTRIC, INC; MASTER EXCAVATORS, A  
NEVADA CORPORATION; AND  
SOUTHWEST EQUIPMENT, A NEVADA  
CORPORATION,

Respondents

No. 55126

**FILED**

APR 09 2010

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

No. 55647 ✓

ORDER DISMISSING APPEALS

Docket No. 55126 is a proper person appeal from a district court summary judgment in favor of certain defendants. Docket No. 55647 is a proper person appeal from an order granting attorney fees to those

defendants. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

Our review of the documents before us on appeal reveals a jurisdictional defect. Specifically, it appears that neither of the orders appellants are challenging are final, appealable judgments. See NRAP 3A(b)(1) (providing for an appeal from a final judgment in an action or proceeding). A final judgment is one that disposes of all issues presented in the case, and leaves nothing for the future consideration of the district court, except for post-judgment issues such as attorney fees and costs. Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000).

Here, although the answers of defendants Master Excavators and Harold D. Lounsbury have been stricken and defaults entered against them in the district court, no default judgment has been entered against them. Moreover, the district court case against Southwest Equipment remains pending. Finally, the district court docket entries reflect that the district court denied the respondents' motion to certify the judgments entered in their favor as final under NRCP 54(b). Accordingly, as it appears that a final judgment has not been entered in the underlying case, we lack jurisdiction to consider these appeals and we

ORDER these appeals DISMISSED.

Cherry, J.  
Cherry

Saitta, J.  
Saitta

Gibbons, J.  
Gibbons

cc: Hon. Elizabeth Goff Gonzalez, District Judge  
Palmer Christopher  
Paul Christopher  
Law Offices of Bohn & Morris  
Peel Brimley LLP  
Eighth District Court Clerk