

IN THE SUPREME COURT OF THE STATE OF NEVADA

ABRAHAM LUBLIN,  
Appellant,  
vs.  
APRIL LUBLIN, A/K/A APRIL  
LAWSON,  
Respondent.

No. 55900

**FILED**

NOV 12 2010

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

ORDER DISMISSING APPEAL

Our preliminary review of the documents before this court revealed a potential jurisdictional defect. Specifically, while NRAP 3A(b)(7) permits an appeal from an order that finally establishes or alters the custody of minor children, the challenged order did not finally determine the custody issues currently pending in the district court. Since custody issues remain pending below, the instant order is not substantively appealable. See In re Temporary Custody of Five Minors, 105 Nev. 441, 777 P.2d 901 (1989) (holding that no appeal may be taken from a temporary order that is subject to modification by the court).

As we lack jurisdiction, we

ORDER this appeal DISMISSED.

Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Pickering, J.  
Pickering

cc: Hon. Mathew Harter, District Judge  
Abraham Lublin  
April Lublin  
Eighth District Court Clerk