

IN THE SUPREME COURT OF THE STATE OF NEVADA

BONANZA BEVERAGE,
Appellant,
vs.
DENNIS GUEVARA,
Respondent.

No. 56141

FILED

JUL 20 2010

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

ORDER DISMISSING APPEAL

This is an appeal from a district court contempt order in a workers' compensation matter. Eighth Judicial District Court, Clark County; Doug Smith, Judge.

Respondent Dennis Guevara has moved this court to dismiss this appeal for lack of jurisdiction. Appellant Bonanza Beverage opposes the motion. As Guevara correctly points out, the order challenged on appeal is a contempt order, which is not substantively appealable. Pengilly v. Rancho Santa Fe Homeowners, 116 Nev. 646, 649, 5 P.3d 569, 571 (2000). A writ petition is the appropriate vehicle to challenge a district court's contempt order. Id. at 649-50, 5 P.3d at 571. Accordingly, as we lack jurisdiction to consider this appeal, we

ORDER this appeal DISMISSED.¹

Hardesty, J.
Hardesty

Douglas, J.
Douglas

Pickering, J.
Pickering

¹In light of this order, we deny as moot Bonanza's June 9, 2010, stay motion. We further deny Guevara's June 15, 2010, countermotion for attorney fees and costs. Finally, we deny Bonanza's June 21, 2010, motion to construe its appeal as a petition for a writ of prohibition.

cc: Hon. Doug Smith, District Judge
Persi J. Mishel, Settlement Judge
Law Offices of David Benavidez
Larry C. Johns
Eighth District Court Clerk