

IN THE SUPREME COURT OF THE STATE OF NEVADA

SICOR, INC.; TEVA PARENTERAL  
MEDICINES, INC. F/K/A SICOR  
PHARMACEUTICALS, INC.; BAXTER  
HEALTHCARE CORPORATION; AND  
MCKESSON MEDICAL-SURGICAL,  
INC.,  
Appellants,  
vs.  
MARIA V. PAGAN, INDIVIDUALLY;  
AND WILLIAM I. BILGER, JR. AND  
MARILYN ELAINE BILGER,  
HUSBAND AND WIFE,  
Respondents.

No. 57143

**FILED**

**MAY 16 2012**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Angela*  
DEPUTY CLERK

ORDER DISMISSING APPEAL


This is an appeal from a district court order denying without prejudice appellants' motion to change the place of trial. Eighth Judicial District Court, Clark County; Timothy C. Williams, Judge.

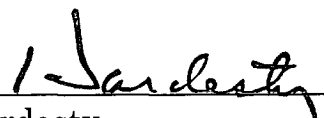
This court previously issued a show cause order directing appellants to show cause as to whether the venue change order, challenged in this appeal, constitutes a final ruling on the motion to change the place of trial so that the order is appealable under NRAP 3A(b)(6). See Sicor, Inc. v. Sacks, 127 Nev. \_\_\_, 266 P.3d 618 (2011) (concluding that an order denying a motion without prejudice to change the place of trial and deferring a final ruling on the motion until after jury selection had been completed did not constitute a final order disposing of the motion to change venue, and thus, was not appealable under NRAP 3A(b)(6)). Appellants have submitted a response to this court's order in which they concede that the order challenged in this appeal is not appealable. We therefore conclude that, as the challenged order is not

substantively appealable under NRAP 3(A)(b)(6), this court lacks jurisdiction to consider this appeals and, as a result, we,

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Douglas

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

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. Timothy C. Williams, District Judge  
Alan M. Dershowitz  
Goodwin Procter, LLP/Boston  
Kirkland & Ellis LLP/New York  
Kirkland & Ellis LLP/Washington DC  
Lewis & Roca, LLP/Las Vegas  
Olson, Cannon, Gormley & Desruisseaux  
Cottle Law Firm  
Eglet Wall  
Kemp, Jones & Coulthard, LLP  
Eighth District Court Clerk