

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUN SUN WEINTRAUB,
Appellant,
vs.
ROBERT CONRAD,
Respondent.

No. 57363

FILED

NOV 21 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Tracie K. Lindeman*
DEPUTY CLERK

ORDER OF AFFIRMANCE

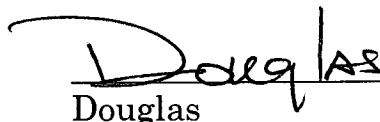
This is an appeal from a district court summary judgment in a contract action. Eighth Judicial District Court, Clark County; Susan Johnson, Judge.

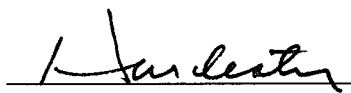
In the underlying action, respondent moved to dismiss appellant's complaint based on judicial estoppel. Appellant failed to file a timely opposition to the motion, and the district court subsequently construed the motion as one for summary judgment, granted it based on appellant's failure to oppose the motion to dismiss, and dismissed appellant's complaint with prejudice. See EDCR 2.20(c) (providing that the failure of a party to oppose a motion may be construed as an admission that the motion is meritorious and a consent to granting the motion). This appeal followed.

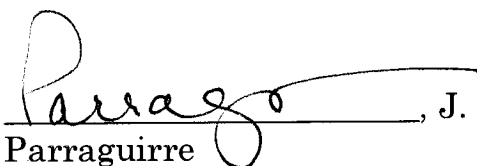
On appeal, appellant has not made any argument or cited any authority to demonstrate that the district court erred by declining to consider appellant's untimely opposition or otherwise erred by granting summary judgment and dismissing the complaint based on appellant's failure to oppose the motion for dismissal. See Edwards v. Emperor's Garden Rest., 122 Nev. 317, 330 n.38, 130 P.3d 1280, 1288 n.38 (2006)

(providing that this court need not consider arguments not cogently made or supported by citations to salient authority). Accordingly, as appellant has failed to address the district court's basis for dismissing the complaint, we

ORDER the judgment of the district court AFFIRMED.

 _____, J.
Douglas

 _____, J.
Hardesty

 _____, J.
Parraguirre

cc: Hon. Susan Johnson, District Judge
The Law Office of Dan M. Winder, P.C.
Robert Conrad
Eighth District Court Clerk