

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSEPH F. NASCIMENTO,
Appellant,
vs.
CHRISTOPHER S. GANDY, AN
INDIVIDUAL; SHIRLEY
MCKENNERY, AN INDIVIDUAL;
WELLS FARGO BANK, NA, A
FOREIGN CORPORATION DOING
BUSINESS IN NEVADA; CASSIE
STRATFORD, AN INDIVIDUAL;
AND SNELL & WILMER LLP, AN
ARIZONA LIMITED LIABILITY
PARTNERSHIP DOING BUSINESS
IN NEVADA,
Respondents.

No. 57765

FILED

JAN 17 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingersoll*
DEPUTY CLERK

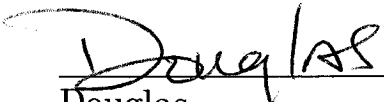
ORDER OF AFFIRMANCE


This is an appeal from a district court order dismissing appellant's complaint. Eighth Judicial District Court, Clark County; Kathy A. Hardcastle, Judge.

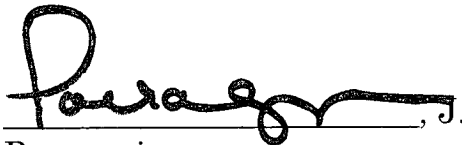
Having reviewed the briefs and appendix, we conclude that the district court did not err in dismissing appellant's complaint, as the facts alleged did not state a cause of action against any of the respondents. NRCP 12(b)(5); Sanchez v. Wal-Mart Stores, 125 Nev. 818, 221 P.3d 1276

(2009) (stating standard for dismissal under NRCP 12(b)(5)). Accordingly,
we

ORDER the judgment of the district court AFFIRMED.¹


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: Hon. Kathy A. Hardcastle, District Judge
Robert F. Saint-Aubin, Settlement Judge
Benjamin B. Childs
Smith Larsen & Wixom
Snell & Wilmer, LLP/Las Vegas
Eighth District Court Clerk

¹We have determined that this appeal should be submitted for decision on the briefs and appellate record without oral argument. See NRAP 34(f)(1). We deny all pending motions in this appeal.