

IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS TRUAX, AN INDIVIDUAL,
Appellant,
vs.
ROBERT KOSSACK, ESQ., AN
INDIVIDUAL; LAW OFFICES OF
ROBERT J. KOSSACK; HOLLY
LAMOUREAUX, AN INDIVIDUAL;
LAUREL MOREHOUSE, AN
INDIVIDUAL; AND KEVIN T. FORD,
AN INDIVIDUAL,
Respondents.

No. 59468

FILED

DEC 16 2011

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

ORDER DISMISSING APPEAL

Our review of the documents before us on appeal reveals a jurisdictional defect. Specifically, it appears that no final, appealable judgment has been entered. See NRAP 3A(b)(1) (providing for an appeal from a final judgment in an action or proceeding). A final judgment is one that disposes of all issues presented in the case, and leaves nothing for the future consideration of the district court, except for post-judgment issues such as attorney fees and costs. Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000). The district court minutes reflect an oral ruling, but the docket entries do not include an order granting an NRCP 41 dismissal, and therefore, an appeal of the order granting attorney fees is premature as there is no final judgment. All claims must be resolved by a formal, written order, KDI Sylvan Pools v. Workman, 107 Nev. 340, 344, 810 P.2d 1217, 1220 (1991), and no such order appears in the docket entries.

Accordingly, as it appears that a final judgment has not been entered in the underlying case, we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

cc: Hon. Michelle Leavitt, District Judge
Thomas Truax
Kossack Law Offices
Eighth District Court Clerk