

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 35605

EDWARD J.P. TIERNEY,

Appellant,

vs.

THE STATE OF NEVADA, BOARD OF
WILDLIFE COMMISSIONERS,

Respondent.

FILED

FEB 18 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *A. Rubin*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a minute order dismissing appellant's petition for judicial review for lack of prosecution. At a hearing on January 24, 2000, the district court orally granted respondent's motion to dismiss appellant's petition for failure to prosecute, and directed counsel for respondent to prepare a written order. Appellant filed a notice of appeal on February 1, 2000, before the entry of a written order.

Our review of the documents transmitted pursuant to NRAP 3(e) reveals a jurisdictional defect. Specifically, the notice of appeal is premature under NRAP 4(a) because it was filed before the entry of a final written judgment, and is therefore of no effect. See NRAP 4(a)(1); Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987). No appeal may be taken from a minute order. See Rust, 103 Nev. at 689, 747 P.2d at 1382. Accordingly, we

ORDER this appeal dismissed.¹

Maupin J.
Maupin

Shearing J.
Shearing

Becker J.
Becker

¹We note that an appeal may be taken in accordance with NRAP 4 after the entry of a final written judgment.

cc: Hon. Lee A. Gates, District Judge
Attorney General
Edward J.P. Tierney
Clark County Clerk