

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALFRED D. ASTI,
Appellant,
vs.
JEAN ASTI,
Respondent.

No. 63853

FILED

NOV 08 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *R. Malone*
DEPUTY CLERK

ORDER DISMISSING APPEAL


This is a proper person appeal from district court post-divorce decree orders holding appellant in contempt and awarding attorney fees. First Judicial District Court, Carson City; James E. Wilson, Judge.

On July 22, 2013, the district court held appellant in contempt for his continued refusal to make \$300 monthly payments toward the amount owed to respondent under the 2005 divorce decree, imposed a 25-day suspended jail sentence, and awarded respondent \$1,500 in attorney fees incurred for filing the motion. Appellant then filed in the district court a motion to drop the contempt charge and a motion to rule on the evidence. On August 7, 2013, the district court denied those motions as frivolous and ordered appellant to pay respondent \$300 in attorney fees for having to oppose the motions. On appeal, appellant challenges the district court's orders.

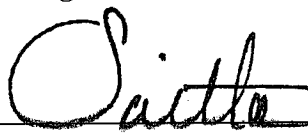
Our review of the documents on file in this appeal reveals a jurisdictional defect. This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule. *Taylor Constr. Co. v. Hilton Hotels Corp.*, 100 Nev. 207, 209, 678 P.2d 1152, 1153 (1984). An order holding a party in contempt and awarding attorney fees in connection with the contempt is not appealable. See *Pengilly v. Rancho*

Santa Fe Homeowners Ass'n, 116 Nev. 646, 649, 5 P.3d 569, 571 (2000) (recognizing that a contempt order is not appealable). Additionally, the orders are not otherwise appealable as special orders after a final judgment. See NRAP 3A(b)(8); *Gumm v. Mainor*, 118 Nev. 912, 914, 59 P.3d 1220, 1221 (2002) (holding that a special order after final judgment must affect the rights of some party arising from the previous judgment). Having concluded that we lack jurisdiction, we

ORDER this appeal DISMISSED.¹


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Saitta

cc: Hon. James E. Wilson, District Judge
Alfred D. Asti
Jennifer S. Anderson
Carson City Clerk

¹In light of this order, we deny as moot appellant's proper person motion for a stay and motion for reversal.