

IN THE SUPREME COURT OF THE STATE OF NEVADA

G & P INVESTMENT ENTERPRISES,
LLC, A NEVADA LIMITED LIABILITY
COMPANY,
Appellant,
vs.
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., A
DELAWARE CORPORATION; AND
NATIONSTAR MORTGAGE, LLC, A
DELAWARE LIMITED LIABILITY
COMPANY,
Respondents.

No. 65695

FILED

SEP 05 2014

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *S. Young*
DEPUTY CLERK

ORDER DISMISSING APPEAL

When our preliminary review of the docketing statement and the NRAP 3(g) documents submitted to this court revealed a potential jurisdictional defect, we ordered appellant to show cause why this appeal should not be dismissed. Specifically, it appeared that no statute or rule authorized an appeal from the challenged district court order, which granted a motion to expunge a lis pendens.

In its timely response to our show cause order, appellant contends that this order is appealable as a special order entered after final judgment. See NRAP 3A(b)(8). Having considered appellant's response, we remain unconvinced that jurisdiction over this appeal is proper. In order to be appealable under NRAP 3A(b)(8), the order must affect "the rights of some party to the action, growing out of the judgment previously entered." *Gumm v. Mainor*, 118 Nev. 912, 920, 59 P.3d 1220, 1225 (2002). Here, the order expunging appellant's lis pendens does not fall within this

framework, as the order leaves intact the previous judgment and the parties' respective rights adjudicated therein. Accordingly, we conclude that we lack jurisdiction and thus

ORDER this appeal DISMISSED.

Hardesty, J.
Hardesty

Douglas, J.
Douglas

Cherry, J.
Cherry

cc: Hon. Kathleen E. Delaney, District Judge
Greene Infuso, LLP
Akerman LLP/Las Vegas
Eighth District Court Clerk