

IN THE SUPREME COURT OF THE STATE OF NEVADA

WARD ENTERPRISES, INC., A
NEVADA CORPORATION; LAWRENCE
ALLEN, AS PRESIDENT AND SOLE
OFFICER OF WARD ENTERPRISES,
INC.; AND LAWRENCE ALLEN, AS
SOLE SHAREHOLDER OF WARD
ENTERPRISES, INC.,

Appellants,

vs.

THE LEVIN FAMILY LIMITED
PARTNERSHIP, AN ARIZONA
LIMITED PARTNERSHIP; AND ALAN
LEVIN, AS GENERAL PARTNER OF
THE LEVIN FAMILY LIMITED
PARTNERSHIP,

Respondents.

No. 66967

FILED

MAR 10 2015

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

ORDER DISMISSING APPEAL


This is an appeal from a district court order changing venue. First Judicial District Court, Carson City; James Todd Russell, Judge.


In response to this court's order to show cause why this appeal should not be dismissed for lack of standing, appellants contend that even though their motion to dismiss the underlying action alternatively requested a venue change and they filed a separate demand to change venue, they have standing to appeal the venue order because they did not obtain the entirety of their requested relief. They further argue that NRS 38.246 (governing venue under the arbitration statutes) is jurisdictional, and thus, the district court was required to dismiss the case. Respondents have replied, arguing that appellants are not aggrieved by the order, which granted their alternative request to change venue, and regardless, appellants' November 25, 2014, notice of appeal was untimely filed more

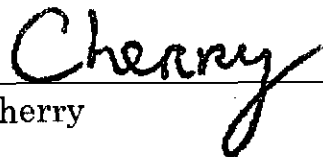
than 30 days after the July 31, 2014, order. Respondents request sanctions on the basis that the appeal is frivolous.

Having considered the parties' arguments and the documents before this court, we dismiss this appeal on standing and timeliness grounds. NRAP 3A(a) and (b)(6); *Valley Bank of Nev. v. Ginsburg*, 110 Nev. 440, 446, 874 P.2d 729, 734 (1994). We deny respondents' request for sanctions.

It is so ORDERED.

 J.
Parraguirre

 J.
Douglas

 J.
Cherry

cc: Hon. James Todd Russell, District Judge
Marquis Aurbach Coffing
Gordon Silver/Reno
Carson City Clerk
Nye County Clerk