

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ALBERT O'NEAL SCOTT,
Appellant,
vs.
PRIMERO INSURANCE COMPANY;
ERIC BALLENGER; AMERICAN
ACCESS CASUALTY INSURANCE;
NORMA HARRERA; GLYNN SCOTT;
AND MOSES MARTINEZ,
Respondents.

No. 67533

FILED

SEP 16 2015

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

ORDER DISMISSING APPEAL


Our review of the documents submitted to this court under NRAP 3(g) reveals a jurisdictional defect. Specifically, it appears a claim remains pending below, such that no final judgment has been entered in the underlying case. See NRAP 3A(b)(1) (providing a right to appeal from “[a] final judgment entered in an action”); *Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment as one that disposes of all issues in the case and leaves nothing for the district court’s future consideration except for post-judgment issues such as attorney fees and costs).


In particular, the order granting the motion to dismiss filed by respondents Glynn Scott, Eric Ballenger, and Primero Insurance Company simply states the motion to dismiss filed by these parties is granted. The district court’s dismissal order then purports to enter judgment in favor of these parties based on its grant of the motion to dismiss. But nothing in either the motion to dismiss filed by these parties or the reply filed in support of that motion sought to dismiss appellant’s negligence claim

against Glynn Scott. Because appellant's negligence claim against Glynn Scott seemingly remains pending below, we lack jurisdiction over this appeal. See NRAP 3A(b)(1); *Lee*, 116 Nev. at 426, 996 P.2d at 417. Accordingly, we

ORDER this appeal DISMISSED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Rob Bare, District Judge
Albert O'Neal Scott
Moses Martinez
Olson, Cannon, Gormley, Angulo & Stoberski
Law Offices of R.S. & Associates
Eighth District Court Clerk