

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL SPIVEY,
Appellant,
vs.
THE STATE OF NEVADA; AND
NEVADA DEPARTMENT OF
CORRECTIONS,
Respondents.

No. 68663

FILED

SEP 10 2015

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

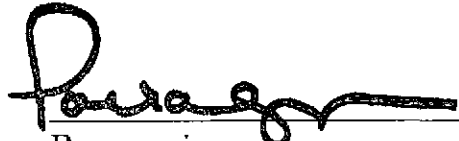
ORDER DISMISSING APPEAL

This is a pro se appeal from a district court order granting in part and denying a motion for summary judgment. First Judicial District Court, Carson City; James Todd Russell, Judge.

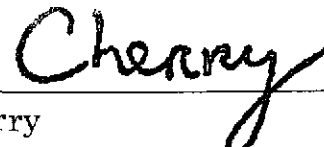
Our review of the documents submitted to this court pursuant to NRAP 3(g) reveals a jurisdictional defect. Specifically, it appears that the district court has not entered a final written judgment adjudicating all the rights and liabilities of all the parties. *Lee v. GNLV Corp.*, 116 Nev. 424, 996 P.2d 416 (2000); *KDI Sylvan Pools v. Workman*, 107 Nev. 340, 810 P.2d 1217 (1991); *Rae v. All American Life & Cas. Co.*, 95 Nev. 920, 605 P.2d 196 (1979). The following claims remain pending below: appellant's claims for first amendment retaliation and for supervisory

liability. Accordingly, we conclude that we lack jurisdiction over this appeal, and we

ORDER this appeal DISMISSED.¹


_____, J.
Parraguirre


_____, J.
Douglas


_____, J.
Cherry

cc: Hon. James Todd Russell, District Judge
Michael Spivey
Attorney General/Carson City
Carson City Clerk

¹Although appellant has not been granted permission to file documents in this matter in proper person, see NRAP 46(b), we have received and considered appellant's proper person documents.