

IN THE SUPREME COURT OF THE STATE OF NEVADA

SATICOY BAY LLC SERIES 3884
SQUIRREL,
Appellant,
vs.
WELLS FARGO BANK, N.A.,
Respondent.

No. 65450

FILED

JAN 22 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
[Signature]
DEPUTY CLERK

ORDER DISMISSING APPEAL

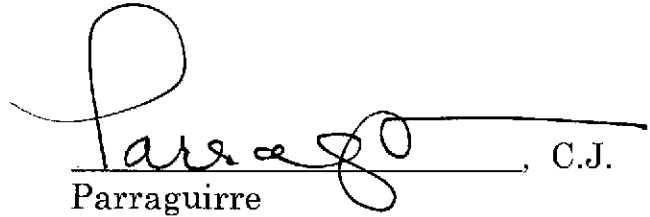
This is an appeal from a district court order denying a preliminary injunction in a quiet title action. Eighth Judicial District Court, Clark County; Stefany Miley, Judge.

On August 7, 2013, appellant Saticoy Bay filed a complaint in the district court seeking to quiet title to the subject property and seeking an injunction. Respondent Wells Fargo filed a motion to dismiss, which the district court granted on November 7, 2013. Then, on March 18, 2014, over four months after the district court dismissed Saticoy Bay's action, Saticoy Bay purported to file a motion for a preliminary injunction as to the same case the district court had dismissed.¹ The district court denied Saticoy Bay's motion for a preliminary injunction, determining that there was no likelihood of success on the merits. Saticoy Bay appealed.

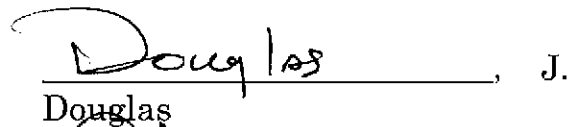
¹We note that the record contains no indication of any attempt to reconsider or to set aside the dismissal before the motion for a preliminary injunction was filed.

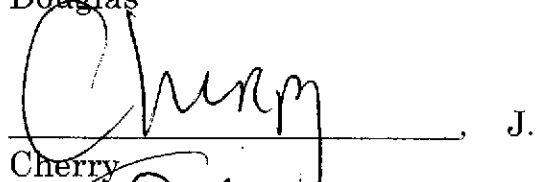
Our review of this appeal reveals a jurisdictional defect. We note that no timely appeal was taken from the motion to dismiss, *see* NRAP 4(a)(1) (providing thirty days to appeal), which was a final judgment disposing of the case on its merits, *see Emerson v. Eighth Judicial Dist. Court of State, ex rel. County of Clark*, 127 Nev. 672, 677, 263 P.3d 224, 227 (2011) (“We have previously held that jurisdiction over matters related to the merits of a case terminates upon dismissal.”). Additionally, no intervening action was taken to reopen this case. *See, e.g.* NRCP 60(b) (providing relief from judgment). Thus, the district court had no jurisdiction to consider the motion for a preliminary injunction, which was, at best, a fugitive document as to a closed case. Consequently, this court has no jurisdiction over the case. *See Nev. Const. art. 6, § 4* (limiting the Nevada Supreme Court’s jurisdiction to appeals in civil cases arising in the district courts and granting the power to issue writs).

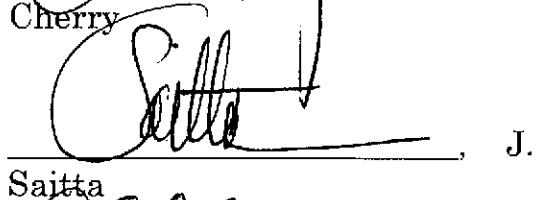
Accordingly, we are precluded from considering this appeal,
and we ORDER this appeal DISMISSED.

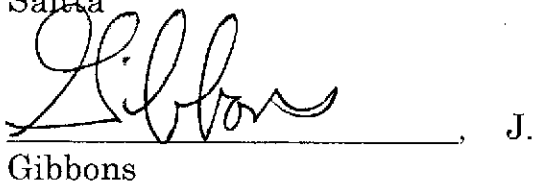
 _____, C.J.
Parraguirre

 _____, J.
Hardesty

 _____, J.
Douglas

 _____, J.
Cherry

 _____, J.
Saitta

 _____, J.
Gibbons

 _____, J.
Pickering

cc: Hon. Stefany Miley, District Judge
Law Offices of Michael F. Bohn, Ltd.
Snell & Wilmer, LLP/Tucson
Snell & Wilmer, LLP/Las Vegas
Eighth District Court Clerk