

IN THE SUPREME COURT OF THE STATE OF NEVADA

SFR INVESTMENTS POOL 1, LLC, A
NEVADA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

THE BANK OF NEW YORK MELLON
AS TRUSTEE FOR
CERTIFICATEHOLDERS BEAR
STEARNS ALT-A TRUST 2005-7, MTG
PASS-THROUGH CERTIFICATES
SERIES 2005; MORTGAGE
ELECTRONIC REGISTRATION
SYSTEMS, INC. ("MERS") AS
NOMINEE FOR COUNTRYWIDE
BANK, N.A., A NATIONAL
ASSOCIATION; RECONTRUST
COMPANY, N.A., AS TRUSTEE; AND
NATIONSTAR MORTGAGE, LLC,

Respondents.

No. 69709

FILED

SEP 30 2016

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

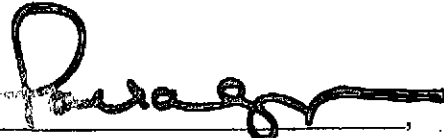
ORDER DISMISSING APPEAL

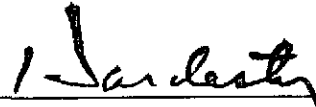
This is an appeal from a December 28, 2015, district court order granting a motion for summary judgment. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

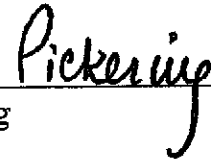
In response to this court's order to show cause, which questioned whether the district court has entered a final, appealable judgment, *see Lee v. GNLV, Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000), appellant submitted a copy of a district court order certifying its December 28, 2015, order as final pursuant to NRCP 54(b). This court then entered a second order to show cause, questioning whether NRCP 54(b) certification was proper where claims involving both appellant and respondent appeared to remain pending in the district court. In response,

appellant agrees that the claims remain pending and states that the notice of appeal and NRCP 54(b) certification were premature. Accordingly, it appears that the district court has not yet entered a final judgment appealable under NRAP 3A(b)(1), the district court's NRCP 54(b) certification was improper, and we lack jurisdiction over this appeal. Therefore, we

ORDER this appeal DISMISSED.


_____, C. J.
Parraguirre


_____, J.
Hardesty


_____, J.
Pickering

cc: Hon. Jessie Elizabeth Walsh, District Judge
Janet Trost, Settlement Judge
Kim Gilbert Ebron
Akerman LLP/Las Vegas
Eighth District Court Clerk