

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARCELL WILLIAMS,  
Appellant,  
vs.  
THE STATE OF NEVADA  
DEPARTMENT OF CORRECTIONS;  
AND RENEE BAKER, WARDEN,  
Respondents.

No. 72715

**FILED**

APR 14 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is a pro se appeal from an order denying appellant's motion for summary judgment, denying defendants' cross-motion for summary judgment, denying a motion to file exhibits, granting a motion to strike, and denying leave to amend the complaint. Seventh Judicial District Court, White Pine County; Gary Fairman, Judge.


Our review of the documents submitted to this court pursuant to NRAP 3(g) reveals a jurisdictional defect. Specifically, the notice of appeal appears to be untimely filed under NRAP 4(a) because it appears that it was prematurely filed, before the entry of a final written judgment, and is therefore of no effect. See NRAP 4(a)(1); *Rust v. Clark Cty. School District*, 103 Nev. 686, 747 P.2d 1380 (1987). The district court specifically held that appellant has established genuine issues of material fact that must be litigated, and an order denying summary judgment is not a final judgment. *D.R. Horton, Inc. v. Dist. Ct.*, 125 Nev. 449, 454, 215 P.3d 697,

700 (2009) (citing *GES, Inc. v. Corbitt*, 117 Nev. 265, 268, 21 P.3d 11, 13 (2001)). Accordingly, we conclude that we lack jurisdiction, and we

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Gary Fairman, District Judge  
Marcell Williams  
Attorney General/Carson City  
White Pine County Clerk