

IN THE SUPREME COURT OF THE STATE OF NEVADA

MILTON R. SHARP AND SHIRLEY ADAMS-
SHARP,

No. 36492

Appellants,

vs.

THE STATE OF NEVADA, DEPARTMENT OF
MOTOR VEHICLES AND PUBLIC SAFETY,
DIVISION OF INVESTIGATION,

Respondent.

FILED

AUG 08 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Bloom*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order granting respondent's motion to strike appellants' answer, which was filed after a default was entered against appellants. Our preliminary review of the documents submitted to this court pursuant to NRAP 3(e), along with the docketing statement, revealed a jurisdictional defect. Consequently, on June 28, 2001, we ordered appellants to show cause why this appeal should not be dismissed for lack of jurisdiction. Appellants have filed a response, conceding that the appeal is premature, and that we do not have jurisdiction.¹ Accordingly, we

ORDER this appeal DISMISSED.

Shearing

Shearing

J.

Agosti

Agosti

J.

Rose

Rose

J.

¹See NRAP 4(a)(1); Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987) (holding that a premature notice of appeal, filed before entry of a final written judgment, is of no effect).

cc: Hon. Jerry V. Sullivan, District Judge
Attorney General
Walter B. Fey
Humboldt County Clerk