

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN W. MANN,  
Appellant,  
vs.  
THE BANK OF NEW YORK MELLON  
CORP.; CHEC 2007-C; AND  
NATIONSTAR MORTGAGE, LLC,  
Respondents.

No. 74122

**FILED**

NOV 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 granting summary judgment. Eighth Judicial District Court, Clark County; Elissa F. Cadish, 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 filed after the timely filing of a tolling motion for reconsideration under NRAP 4(a)(4) and before the tolling motion was formally resolved. A timely tolling motion terminates the thirty-day appeal period, and a notice of appeal is of no effect if it is filed after such a tolling motion is filed, and before the district court enters a written order finally resolving the motion. See NRAP 4(a)(4). We lack jurisdiction at this time, and we

ORDER this appeal DISMISSED.

*[Signature]*, J.  
Hardesty

*[Signature]*, J.  
Parraguirre

*[Signature]*, J.  
Stiglich

17-39191

cc: Hon. Elissa F. Cadish, District Judge  
John W. Mann  
Greenberg Traurig, LLP/Las Vegas  
Eighth District Court Clerk