

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEUTSCHE BANK NATIONAL TRUST  
COMPANY, AS TRUSTEE, ON BEHALF  
OF THE HOLDERS OF THE J.P.  
MORGAN MORTGAGE ACQUISITION  
TRUST 2007-CH4 ASSET BACKED  
PASS-THROUGH CERTIFICATES,  
SERIES 2007-CH4-ND, A NATIONAL  
BANKING ENTITY,

Appellant,

vs.

TRP FUND IV, LLC, A DOMESTIC  
NON-PROFIT CORPORATION,  
Respondent.

No. 75727

**FILED**

OCT 01 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is an appeal from a district court judgment and decree of quiet title. Eighth Judicial District Court, Clark County; Jerry A. Wiese, Judge.

When our review of the docketing statement and documents before this court revealed potential jurisdictional defects, we ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Among other things, it appeared that the order was not appealable as a final judgment under NRAP 3A(b)(1) because appellant's claim for unjust enrichment remained pending in the district court. *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment).

In response to our order, appellant concedes that there is no written district court order adjudicating the unjust enrichment claim and agrees that this appeal should be dismissed. Accordingly, as no final judgment has been entered in the district court and it does not appear that

any other statute or court rule allows an appeal from the challenged order, see *Brown v. MHC Stagecoach*, 129 Nev. 343, 345, 301 P.3d 850, 851 (2013) (this court “may only consider appeals authorized by statute or court rule”), we conclude that we lack jurisdiction and we

ORDER this appeal DISMISSED.

Cherry, J.  
Cherry

Parraguirre, J.  
Parraguirre

Stiglich, J.  
Stiglich

cc: Hon. Jerry A. Wiese, District Judge  
Smith Larsen & Wixom  
Hong & Hong  
Eighth District Court Clerk