

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

IKEMEFULA CHARLES IBEABUCHI,
Appellant,
vs.
BANK OF AMERICA, N.A.; AND
JAMES GREG COX,
Respondents.

No. 61700

FILED

AUG 12 2016

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

ORDER DISMISSING APPEAL

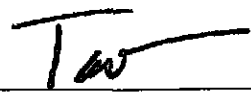
This is an appeal from a district court order dismissing appellant's complaint with prejudice. The documents transmitted to this court pursuant to NRAP 3(g) reveal that an order dismissing appellant's complaint as to respondent Bank of America¹ was entered on September 12, 2012, and that a timely motion for reconsideration was filed on September 13, 2012. Based on the documents before us, it does not appear that this motion has been resolved by a formal written order. Accordingly, appellant's notice of appeal is premature and fails to confer jurisdiction on this court. See NRAP 4(a)(6); *AA Primo Builders, LLC v. Washington*, 126 Nev. 578, 585, 245 P.3d 1190, 1195 (2010) (holding that a timely post-judgment motion for reconsideration that seeks a substantive change to


¹A second order dismissing the complaint as to respondent James Greg Cox was later entered by the district court.

the judgment tolls the time to file a notice of appeal until the entry of a written order granting or denying the motion). Therefore, we

ORDER this appeal DISMISSED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Douglas W. Herndon, District Judge
Ikemefula Charles Ibeabuchi
Attorney General/Carson City
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Eighth District Court Clerk