

IN THE SUPREME COURT OF THE STATE OF NEVADA

LARRY WELENC,

No. 37323

Appellant,

FILED

vs.

FEB 22 2001

NANCY C. OESTERLE, JUSTICE OF THE PEACE,

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

Respondent.

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court minute order denying appellant's motion for leave to file a fourth amended complaint. Our review of the documentation before this court reveals several jurisdictional defects.

First, no appeal may be taken from a minute order.¹ A notice of appeal filed before the entry of a formal written order is of no effect.² Also, even if the district court had entered a written order, an order denying leave to file an amended complaint is not a final judgment or otherwise appealable.³ Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.⁴

Young J.
Young

Rose J.
Rose

Becker J.
Becker

¹Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

²Id.; NRAP 4(a)(1).

³Lee v. GNLV, 116 Nev. ___, 996 P.2d 416 (2000) (noting that a final judgment is one that disposes of all claims as to all parties); NRAP 3A(b) (listing the orders from which an appeal may be taken).

⁴We deny appellant's motion for leave to appear in forma pauperis as moot in light of this order; the motion was contained within the text of the notice of appeal. Although appellant was not granted leave to appear in proper person, see NRAP 46(b), we have nevertheless considered the proper person documents received from appellant.

cc: Hon. James C. Mahan, District Judge
Clark County District Attorney
Larry Welenc
Clark County Clerk