

IN THE SUPREME COURT OF THE STATE OF NEVADA

MUELLER HINDS & ASSOCIATES,
CHTD, A DOMESTIC PROFESSIONAL
CORPORATION,

Appellant,

vs.


STATE OF NEVADA DIVISION OF
HEALTHCARE FINANCING AND
POLICY, A GOVERNMENTAL ENTITY;
GLEN J. LERNER, A PROFESSIONAL
CORPORATION, D/B/A GLEN LERNER
INJURY ATTORNEYS, A DOMESTIC
PROFESSIONAL CORPORATION,

Respondents.

No. 79149

FILED

FEB 20 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion for an emergency stay of proceedings. Eighth Judicial District Court, Clark County; Susan Johnson, Judge.

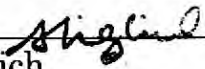
On November 7, 2019, this court entered an order directing appellant to show cause why this appeal should not be dismissed for lack of jurisdiction.¹ The order cautioned that failure to demonstrate that this court has jurisdiction could result in the dismissal of this appeal. When appellant failed to file a response or otherwise communicate with this court, this court entered an order directing appellant to file and serve a response to the order to show cause by January 28, 2020, or face dismissal of this

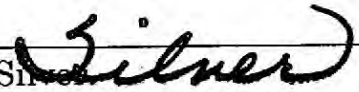
¹A copy of this order is attached.

appeal.² To date, appellant has not filed a response or otherwise communicated with this court. Accordingly, this court

ORDERS this appeal DISMISSED.


_____, J.
Gibbons


_____, J.
Stiglich


_____, J.
Silver

cc: Hon. Susan Johnson, District Judge
Ara H. Shirinian, Settlement Judge
Mueller & Associates
Glen Lerner Injury Attorneys
Eighth District Court Clerk

²A copy of this order is attached.

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No. 79149

FILED

NOV 07 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER TO SHOW CAUSE

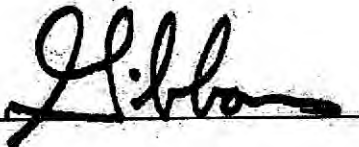
This is an appeal from a district court order denying a motion for an emergency stay of proceedings. Initial review of the docketing statement and documents before this court reveals a potential jurisdictional defect. An order denying a motion for stay is not substantively appealable. *Brunzell Const. v. Harrah's Club*, 81 Nev. 414, 419, 404 P.2d 902, 905 (1965) *superseded by statute as stated in Casino Operations, Inc. v. Graham*, 86 Nev. 764, 765, 476 P.2d 953, 954 (1970). Appellant asserts, without explanation, that the order is appealable under NRAP 3A(b)(1) (allowing an appeal from a final judgment), NRAP 3A(b)(2) (allowing an appeal from an order granting or denying a motion for a new trial), and NRAP 3A(b)(3) (allowing an appeal from an order granting or refusing to grant, or dissolving or refusing to dissolve, an injunction). But appellant concedes that claims remain pending in the district court. Thus, the order does not appear appealable as a final judgment. *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment). And the

challenged order does not appear to address a motion for a new trial or an injunction.

Accordingly, appellant shall have 30 days from the date of this order to show cause why this appeal should not be dismissed for lack of jurisdiction. Respondents may file any reply within 14 days of service of appellant's response. Failure to demonstrate that this court has jurisdiction may result in the dismissal of this appeal.

The deadlines to file documents in this appeal are suspended pending further order of this court.

It is so ORDERED.

 C.J.

cc: Mueller & Associates
Attorney General/Carson City
Glen Lerner Injury Attorneys

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Respondent.

No. 79149

FILED

JAN 14 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER

On November 7, 2019, this court entered an order directing appellant to show cause, by December 9, 2019, why this appeal should not be dismissed for lack of jurisdiction. To date, appellant has not filed a response or otherwise communicated with this court.

Appellant shall have 14 days from the date of this order to file and serve a response to the order to show cause. Failure to file a response, or failure to demonstrate that this court has jurisdiction may result in the dismissal of this appeal. Respondent may file any reply within 14 days of service of appellant's response.

It is so ORDERED.

 C.J.

cc: Mueller & Associates
Glen Lerner Injury Attorneys