

IN THE SUPREME COURT OF THE STATE OF NEVADA

UNIVERSAL ELECTRIC, INC.,

No. 37414

Appellant,

vs.

STATE OF NEVADA, DEPARTMENT
OF BUSINESS AND INDUSTRY,
OFFICE OF THE LABOR
COMMISSIONER,

Respondent.

FILED

NOV 21 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order granting judicial review, reversing an administrative hearing officer's decision dismissing respondent's wage complaint against appellant for irregularities concerning an exhibit, and remanding "for the Hearing Officer to prepare findings and conclusions as to the underlying issue of the subject wage claims, and additionally, to indicate whether or not the prior testimony of the fourteen (14) other claimants was considered before [the hearing officer reached] his decision to dismiss the proceedings against Universal Electric." Respondent has moved to dismiss the appeal, arguing that we lack jurisdiction because the district court's order was interlocutory in nature.¹ Appellant opposes the motion, and has counter-moved to reinstate the original administrative decision dismissing the complaint against it. Respondent opposes the counter-motion.

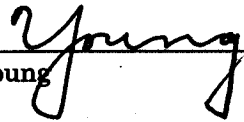
We agree with respondent. The district court's order was not an appealable final order or judgment. This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.² Since no statute or court rule authorizes an appeal from an interlocutory district court order remanding a matter to an administrative

¹We direct the clerk of this court to amend the caption on the docket to conform with the caption on this order.


²See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

agency for the entry of additional findings of fact and conclusions of law, Universal Electric has no right to appeal, and this court has no jurisdiction.³ We therefore grant the motion to dismiss, and we deny the counter-motion to re-instate the original administrative decision. Accordingly, we

ORDER this appeal DISMISSED.



Young J.



Agosti J.



Leavitt J.

cc: Hon. Ronald D. Parraguirre, District Judge
Ara H. Shirinian, Settlement Judge
Attorney General
Dianna Hegeduis, Deputy Attorney General, Las Vegas
Orin G. Grossman
Clark County Clerk

³See State, Taxicab Authority v. Greenspun, 109 Nev. 1022, 862 P.2d 423 (1993); Clark County Liquor v. Clark, 102 Nev. 654, 730 P.2d 443 (1986); cf. Bally's Grand Hotel v. Reeves, 112 Nev. 1487, 929 P.2d 936 (1996).