

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES JACOB JORDAN,  
Appellant,

vs.

STATE OF NEVADA, DEPARTMENT  
OF HUMAN RESOURCES, DIVISION  
OF MENTAL HYGIENE AND MENTAL  
RETARDATION; NEVADA MENTAL  
HEALTH INSTITUTE; AND ALLAN H.  
STEWART,  
Respondents.

No. 37599

FILED

OCT 01 2002

JANET H. BLOOM  
CLERK OF SUPREME COURT  
BY *Richard*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order denying various post-judgment motions filed by appellant. On March 2, 2000, the district court entered an order dismissing appellant's action. Written notice of this order's entry was served by mail on March 7, 2000. After the district court entered its dismissal order, appellant filed a number of motions. On March 3, 2000, appellant filed a motion to strike the opposition to his amended claims for relief. Also on March 3, 2000, appellant filed a motion to strike portions of a motion to dismiss that several respondents had previously filed, as well as an opposition to this motion. On March 15, 2000, appellant filed what appears to be a second, identical motion to strike the opposition to his amended claims for relief, a second, identical motion to strike portions of the motion to dismiss, and a second, identical opposition to the dismissal motion. On the same date, appellant filed a motion for rehearing of the district court's dismissal

order. On April 10, 2000, the district court denied appellant's motion for rehearing of its dismissal order. This order did not resolve the other motions filed by appellant.

On April 21, 2000, appellant filed two motions for a more definite statement under NRCP 12(e). These motions appear to seek clarification of the district court's order. On May 9, 2000, appellant filed a document entitled "Lost Mail #1/Send-File." On May 18, 2000, the district court ordered this "filing" denied because it violated the local district court rules. Almost one year later, on March 12, 2001, the district court entered an order in which it explained that "Mr. Jordan has again filed documents in this case. I cannot figure out what the pleadings are. This case has been dismissed." The court then denied all motions.

On March 20, 2001, appellant filed his notice of appeal and stated that he was appealing from the district court's March 12, 2001 order. This order, however, is not an appealable special order after final judgment, as it does not revise any rights or liabilities flowing from the final judgment (the district court's March 2, 2000 dismissal order).<sup>1</sup> Additionally, even if we were to construe appellant's notice of appeal as from the final judgment,<sup>2</sup> the notice of appeal is untimely. Written notice of the final judgment's entry was served on March 7, 2000. Appellant's


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<sup>1</sup>See NRAP 3A(b)(1); Wilkinson v. Wilkinson, 73 Nev. 143, 311 P.2d 735 (1957).

<sup>2</sup>See Forman v. Eagle Thrifty Drugs & Market, 89 Nev. 533, 516 P.2d 1234 (1973).

notice of appeal was filed on March 20, 2001, well outside the thirty-day appeal period set forth in NRAP 4(a)(1). As we lack jurisdiction to consider this appeal, we dismiss it.

It is so ORDERED.

 J.  
Shearing

 J.  
Leavitt

 J.  
Becker

cc: Hon. Michael R. Griffin, District Judge  
James Jacob Jordan  
Attorney General/Carson City  
Lemons Grundy & Eisenberg  
Carson City Clerk