

IN THE SUPREME COURT OF THE STATE OF NEVADA

TENKASI VISWANATHAN,  
Appellant,  
vs.  
BOARD OF TRUSTEES OF THE  
CLARK COUNTY SCHOOL DISTRICT;  
DR. EDWARD GOLDMAN IN HIS  
OFFICIAL AND INDIVIDUAL  
CAPACITY; AND LOUIS MARKOUZIS  
IN HIS OFFICIAL AND INDIVIDUAL  
CAPACITY  
Respondents.

No. 83836

FILED

JAN 28 2022

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is a pro se appeal from a district court final judgment. Eighth Judicial District Court, Clark County; Joseph Hardy, Jr., Judge.

Review of the notice of appeal, docketing statement, and other documents before this court reveals a jurisdictional defect. Appellant prematurely filed the notice of appeal in the district court after the filing of a timely tolling motion, *see* NRAP 4(a)(4), but before that motion was formally resolved in a written district court order. To date, it appears the tolling motion remains pending in the district court.<sup>1</sup> As this court lacks

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<sup>1</sup>It appears from the district court minutes that the district court orally denied the tolling motion on January 5, 2022. However, a minute order is insufficient to resolve the motion. *See State, Div. of Child and Family Serv's v. Eighth Judicial Dist. Court*, 120 Nev. 445, 454, 92 P.3d 1239, 1245 (2004) (“[D]ispositional court orders that are not administrative in nature, but deal with the procedural posture or merits of the underlying controversy, must be written, signed, and filed before they become effective”).

jurisdiction to consider a premature notice of appeal, NRAP 4(a)(6) (“A premature notice of appeal does not divest the district court of jurisdiction.”), this court

ORDERS this appeal DISMISSED.<sup>2</sup>

*Silver*, J.  
Silver

*Cadish*, J.  
Cadish

*Pickering*, J.  
Pickering

cc: Hon. Joseph Hardy, Jr., District Judge  
Tenkasi Viswanathan  
Clark County School District Office of The General Counsel  
Olson, Cannon, Gormley, & Stoberski  
Eighth District Court Clerk

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<sup>2</sup>Appellant may file a new notice of appeal once the district court has entered a written order resolving the tolling motion, if deemed warranted.