

IN THE SUPREME COURT OF THE STATE OF NEVADA

JJ INDUSTRIES, LLC,
Appellant,
vs.
SILVER SPRINGS AIRPORT, LLC,
Respondent.

No. 38178

FILED

OCT 08 2002

ORDER OF AFFIRMANCE

JACQUELINE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
DEPUTY CLERK

This is an appeal from a district court order declaring a successive notice of lis pendens invalid and ineffectual. We have reviewed the record in this appeal, and we conclude that the district court did not err.¹ Accordingly, we

ORDER the judgment of the district court AFFIRMED.²

Rose _____, J.
Rose

Young _____, J.
Young

Agosti _____, J.
Agosti

¹NRS 14.010(1) (limiting the recording of a notice of lis pendens to the time of filing the complaint or answer); Khraish v. Hamed, 762 S.W.2d 906, 909 (Tex. App. 1988) (stating that failure to comply with the notice of lis pendens statute renders the notice void, and allows a challenge without regard to the statutory mechanisms normally required to nullify, remove, or cancel the notice); Lopez v. Merit Ins. Co., 109 Nev. 553, 556, 853 P.2d 1266, 1267-68 (1993) (observing that NRS 12.130 does not permit intervention after entry of judgment); Coury v. Tran, 111 Nev. 652, 656, 895 P.2d 650, 652 (1995) (“[O]nce a notice of lis pendens is cancelled a new one cannot be filed upon the same property and same cause of action.”).

²We deem this appeal suitable for disposition on the briefs, without oral argument. See NRAP 34(f)(1).

cc: Hon. Archie E. Blake, District Judge
Glade L. Hall
Keith Loomis
Lyon County Clerk