

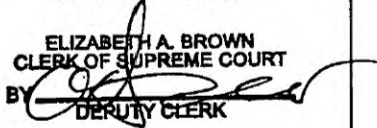
IN THE SUPREME COURT OF THE STATE OF NEVADA

REX BAGLEY,
Appellant,
vs.
DOLGEN MIDWEST, LLC, A FOREIGN
CORPORATION D/B/A DOLLAR
GENERAL,
Respondent.

No. 89834

FILED

JAN 10 2025

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This pro se appeal challenges a December 17, 2024, district court order denying motions to vacate and set aside a July 11, 2024, order compelling arbitration.¹ Third Judicial District Court, Lyon County; John Schlegelmilch, Judge.

Review of the notice of appeal and documents before this court reveals a jurisdictional defect, in that the order challenged in the notice of appeal is not substantively appealable. Specifically, an order compelling arbitration is not a final judgment, *see* NRS 38.247 (listing appealable arbitration-related orders); *Clark County v. Empire Elec., Inc.*, 96 Nev. 18, 19, 604 P.2d 352, 353 (1980) (“An order compelling arbitration is . . . not appealable.”), and no statute or court rule authorizes an appeal from an order denying motions to vacate and set aside a nonfinal judgment. *See Brown v. MHC Stagecoach, LLC*, 129 Nev. 343, 345, 301 P.3d 850, 851 (2013) (“[This court] may only consider appeals authorized by statute or

¹As appellant was granted leave to proceed in forma pauperis in the district court, the filing fee for this appeal has been waived, and thus, appellant’s motion for leave to proceed in forma pauperis on appeal is denied as moot.

court rule.”); *cf.* NRAP 3A(b)(8) (allowing appeals from special orders entered after final judgment). Accordingly, this court lacks jurisdiction, and we

ORDER this appeal DISMISSED.

Pickering, J.
Pickering

Cadish, J.
Cadish

Lee, J.
Lee

cc: Hon. John Schlegelmilch, District Judge
Rex Bagley
Ogletree Deakins Nash Smoak & Stewart P.C./Reno
Third District Court Clerk