

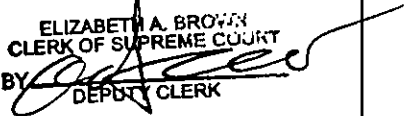
IN THE SUPREME COURT OF THE STATE OF NEVADA

JACOB SOVEY F/K/A JACOB
HERRICK-SOVEY,
Appellant,
vs.
SAMANTHA HERRICK F/K/A
SAMANTHA HERRICK-SOVEY,
Respondent.

No. 89890

FILED

FEB 19 2025

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a December 31, 2024, district court order regarding a motion for change of custody or visitation. Second Judicial District Court, Family Division, Washoe County; Bridget E. Robb, Judge.

Our initial review of the documents before this court reveals a jurisdictional defect. Specifically, the order designated in the notice of appeal is not substantively appealable. *See* NRAP 3A(b). This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule. *Taylor Constr. Co. v. Hilton Hotels*, 100 Nev. 207, 678 P.2d 1152 (1984). No statute or court rule provides for an appeal from an order setting a hearing on a motion to modify child custody or visitation. Although NRAP 3A(b)(7) provides for appeals from district court orders that finally resolve all pending issues concerning child custody and visitation, the order here does not meet that standard, as it merely reviewed the parties' competing arguments, concluded that respondent made a preliminary showing of a substantial change in circumstances affecting the children's welfare, and determined that a hearing on the motion to modify is warranted. Whether any formal modification of the parties' custodial arrangements is appropriate has yet to be decided by the district court. As

a result, the order does not finally resolve the pending child custody issues, and this court lacks jurisdiction over this appeal. Accordingly, we

ORDER this appeal DISMISSED.¹

 Pickering , J.
Pickering

 Cadish , J.
Cadish

 Lee , J.
Lee

cc: Hon. Bridget E. Robb, District Judge, Family Division
Jacob Sovey
Samantha Herrick
Washoe District Court Clerk

¹In light of this order, appellant's motion for stay is denied as moot.