

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANGELO SMITH,
Appellant,
vs.
JOY QUIRIMIT,
Respondent.

No. 90358

FILED

APR 04 2025

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from a district court order denying appellant's interlocutory petition for abatement and establishing temporary child custody and support. Eighth Judicial District Court, Clark County; Kerri J. Maxey, Judge.

Review of the notice of appeal and documents before this court reveals a jurisdictional defect. No statute or court rule authorizes an appeal from the challenged order. *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 court rule"); *In re Temporary Custody of Five Minors*, 105 Nev. 441, 443, 777 P.2d 901, 902 (1989) (indicating that orders granting temporary custody are not substantively appealable); NRAP 3A(b)(7) (allowing appeals from orders finally resolving issues of child custody).

Appellant suggests the order is appealable pursuant to the collateral order doctrine and as an order denying a motion to dismiss. But this court has declined to adopt the collateral order doctrine, *State Taxicab Auth. v. Greenspun*, 109 Nev. 1022, 1025, 862 P.2d 423, 425 (1993), and an

order denying a motion to dismiss is not appealable,¹ *Kirsch v. Traber*, 134 Nev. 163, 168, 414 P.3d 818, 822 (2018). Accordingly, we lack jurisdiction and

ORDER this appeal DISMISSED.²

Pickering, J.
Pickering

Cadish, J.
Cadish

Lee, J.
Lee

cc: Kerri J. Maxey, District Judge
Angelo A. Smith
Michael R. Balabon
Eighth District Court Clerk

¹Appellant cites to *Ducharm v. District Court*, 95 Nev. 248, 593 P.2d 48 (1979), in support of his statement that orders denying motions to dismiss for lack of jurisdiction are appealable. This court is unable to locate any such case.

²Given this order, appellant's motion for stay is denied as moot.