

IN THE SUPREME COURT OF THE STATE OF NEVADA

GEORGE O'CONNER BEARD, FOR
JOSEPH O'CONNER BEARD,
DECEASED, A MINOR,

No. 38632

Appellant,

vs.

MARYANN J. JOHNSON; AND JAMES
AND ELAINE JENSEN,
INDIVIDUALLY AND AS OWNERS OF
JENSEN MOBILE HOME PARK,

Respondents.

FILED

NOV 15 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order dismissing appellant's complaint as to one of three defendants. The action remains pending as to the other defendants, and the district court did not certify the order as final under NRCP 54(b).

The order from which appellant appeals is not final because the action remains pending below against the other defendants.¹ This court has jurisdiction over interlocutory orders of the district court only if those orders are independently appealable or if the district court properly certifies the non-final order as final under NRCP 54(b).² The order is not independently appealable, and is not certified.³ We therefore lack jurisdiction over this appeal, and

ORDER this appeal DISMISSED.

Shearing _____ J.
Shearing

Rose _____ J.
Rose

Becker _____ J.
Becker

¹See Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000) (holding that a final judgment disposes of all claims as to all parties).

²See NRAP 3A(b); Hallicrafters Co. v. Moore, 102 Nev. 526, 728 P.2d 441 (1986).

³See NRAP 3A(b); Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984) (holding that no appeal may be taken when not authorized by rule or statute).

cc: Hon. James W. Hardesty, District Judge
George M. Ranalli
Lemons Grundy & Eisenberg
George O'Conner Beard
Nye County Clerk