

IN THE SUPREME COURT OF THE STATE OF NEVADA

KATHRYN M. HAIN,  
Appellant,  
vs.  
KOLL MANAGEMENT SERVICES AND  
THE EQUITY GROUP, INC.,  
Respondents.

No. 38871

FILED

AUG 22 2002

ORDER DISMISSING APPEAL

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

This is an appeal from a district court order granting summary judgment to respondents and certified as final under NRCP 54(b), an order denying appellant's motion for reconsideration, and an order denying appellant's motion to retax costs against respondent. On June 5, 2002, we directed appellant to show cause why the appeal should not be dismissed for lack of jurisdiction. Appellant has failed to respond to this order in any way.

Our June 5 order identified three potential jurisdictional defects: (1) the certification under NRCP 54(b) appeared to be defective because it did not contain an express determination that no just cause for delay existed;<sup>1</sup> (2) no appeal may be taken from an order denying reconsideration;<sup>2</sup> and (3) it did not appear that an interlocutory order

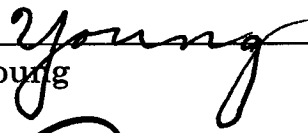
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<sup>1</sup>See Aldabe v. Evans, 83 Nev. 135, 425 P.2d 598 (1967).

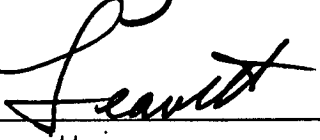
<sup>2</sup>See Alvis v. State, Gaming Control Bd., 99 Nev. 184, 660 P.2d 980 (1983).

denying a motion to retax costs was independently appealable.<sup>3</sup> In failing to respond to our order, appellant has not demonstrated that any of these defects have been remedied. We thus conclude that we lack jurisdiction, and we

ORDER this appeal DISMISSED.

 \_\_\_\_\_, J.  
Young

 \_\_\_\_\_, J.  
Agosti

 \_\_\_\_\_, J.  
Leavitt

cc: Hon. Jeffrey D. Sobel, District Judge  
Tingey & Tingey  
Cohen, Johnson, Day, Jones & Royal  
Clark County Clerk

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<sup>3</sup>See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984) (holding that this court has jurisdiction over an appeal only when authorized by rule or statute).