

IN THE SUPREME COURT OF THE STATE OF NEVADA

GAIL L. GOMES,  
Appellant,  
vs.  
HENRY A. GOMES,  
Respondent.

No. 38940

FILED

JAN 17 2002

JANETTE M. BLOOM  
CLERK OF SUPREME COURT

BY J. Richards  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order granting respondent's motion to compel discovery. Our review of the documents in this appeal reveals a jurisdictional defect. Specifically, an order granting a motion to compel is not substantively appealable.<sup>1</sup> This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule.<sup>2</sup> Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.<sup>3</sup>

Shearing, J.  
Shearing  
Rose, J.  
Rose  
Becker, J.  
Becker

<sup>1</sup>See NRAP 3A(b).

<sup>2</sup>See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

<sup>3</sup>We note that as appellant was granted leave to proceed in forma pauperis by a district court order dated April 9, 1999, no filing fee is due in this appeal. Although appellant was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from her, and deny the relief requested as moot in light of this order.

cc: Hon. Lisa Brown, District Judge,  
Family Court Division  
Ralph J. Rohay  
Gail L. Gomes  
Clark County Clerk