

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD C. SCHMIDT,  
Appellant,  
vs.  
REGINA D. SCHMIDT,  
Respondent.

No. 39297

**FILED**

**JUN 28 2002**

JANEITE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a final divorce decree. Our review of the documents transmitted to this court pursuant to NRAP 3(e) reveals a jurisdictional defect. Specifically, appellant is not an aggrieved party with standing to appeal.<sup>1</sup> A party is "aggrieved" within the meaning of NRAP 3A(a) when a district court's order adversely and substantially affects either a personal right or right of property.<sup>2</sup> When a party stipulates to the entry of an order, that person cannot later attack it as adversely affecting that party's rights.<sup>3</sup>

Here, the divorce decree awarded appellant the property in Utah and the Nomad trailer. Moreover, the decree awarded respondent a cash settlement of \$20,000. The appellant was ordered to pay respondent the sum of \$16,500 within seven days of the date of the December hearing and the balance of \$3,500 was payable at \$200 per month until paid in full. The record reveals that during the December 14, 2001 hearing, the parties agreed the appellant was entitled to the property in Utah and the

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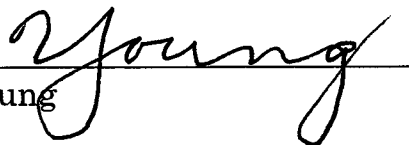
<sup>1</sup>See NRAP 3A(a).

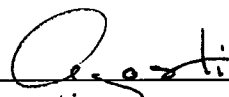
<sup>2</sup>Valley Bank of Nevada v. Ginsburg, 110 Nev. 440, 874 P.2d 729 (1994).


<sup>3</sup>See Vinci v. Las Vegas Sands, 115 Nev. 243, 984 P.2d 750 (1999).

Nomad trailer as his separate property. Further, the parties agreed to respondent's cash settlement and the method of payment. The record further reveals that the district court asked each party if he or she understood the agreement and whether each party voluntarily accepted the agreement. Each party answered the district court in the affirmative. Thus, we conclude that appellant is not aggrieved by the final divorce decree, and so he may not appeal from the decree. Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.

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

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

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

cc: Hon. Jerry V. Sullivan, District Judge  
Jack T. Bullock II  
Richard C. Schmidt  
Humboldt County Clerk