

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROLLING J RANCH/NEVADA LLC, A
NEVADA LIMITED LIABILITY
COMPANY; AND JEFFREY REIMER,
AN INDIVIDUAL,

Appellants,


vs.

SCM-ROLLING J RANCH, A NEVADA
LIMITED LIABILITY COMPANY; AND
STEVE MOTHERSELL, AN
INDIVIDUAL,
Respondents.

No. 40768

FILED

MAR 03 2005

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a new trial with respect to claims tried to a jury, while several equitable claims and counterclaims remain pending. Ninth Judicial District Court, Douglas County; Michael P. Gibbons, Judge.

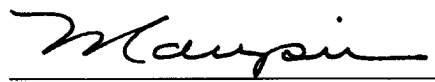
Respondents have moved to dismiss this appeal, arguing that an appeal at this time is not ripe. Appellants contend that NRAP 3A(b)(2) permits this appeal.

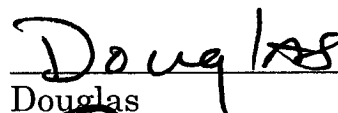
We recently held in Reno Hilton Resort Corp. v. Verderber¹ that an interlocutory order granting or denying a new trial is not

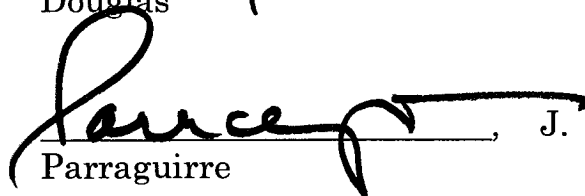
¹121 Nev. ___, ___ P.3d ___ (Adv. Op. No. 1, February 24, 2005).

appealable. Only a post-judgment order falls within the scope of NRAP 3A(b)(2). Accordingly, we grant respondents' motion and dismiss this appeal.

It is so ORDERED.


_____, J.
Maupin


_____, J.
Douglas


_____, J.
Parraguirre

cc: Hon. Michael P. Gibbons, District Judge
Noel E. Manoukian, Settlement Judge
Mark H. Gunderson, Ltd.
Hale Lane Peek Dennison & Howard/Reno
Douglas County Clerk