

IN THE SUPREME COURT OF THE STATE OF NEVADA

HAROLD ROSTOW,
Appellant,
vs.
THANH VAN PHAM AND KABEE
XIONG,
Respondents.

No. 41056

FILED
DEC 13 2003

ANNETTE M. BLOOM
CLERK OF THE SUPREME COURT
J. Richards
DEPUTY CLERK

ORDER DISMISSING APPEAL

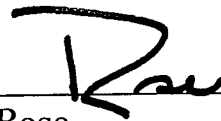
This is a proper person appeal by an arbitrator from an order of the district court denying the arbitrator's motion, which apparently challenged a ruling by the arbitration commissioner. The documents transmitted to this court under NRAP 3(e) reveal several jurisdictional defects. First, it does not appear that the arbitrator was a party in the proceedings below. Under NRAP 3A(a), only an aggrieved party has standing to bring an appeal.¹ Additionally, the challenged order appears to be a minute order. No appeal may be taken from a minute order; a notice of appeal filed after the oral pronouncement of an order but before a written order is entered is ineffective.² Further, the challenged order does not appear to be substantively appealable. An appeal must be authorized

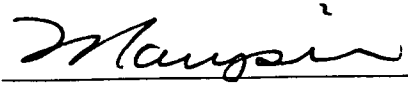
¹See Albany v. Arcata Associates, 106 Nev. 688, 799 P.2d 566 (1990); Albert D. Massi, Ltd. v. Bellmyre, 111 Nev. 1520, 908 P.2d 705 (1995).

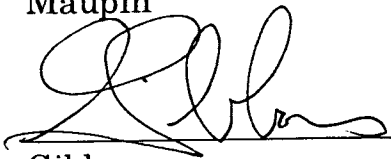
²NRAP 4(a)(1); Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

by court rule or statute,³ and we are unaware of any such authority creating a right to appeal from an order denying a motion challenging an arbitration commissioner's ruling. Consequently, we conclude that we lack jurisdiction over this appeal, and we dismiss it.

It is so ORDERED.


_____, J.
Rose


_____, J.
Maupin


_____, J.
Gibbons

cc: Hon. Valerie Adair, District Judge
Harold Rostow
Pearson, Patton, Shea, Foley & Kurtz
Tharpe & Howell
Clark County Clerk

³See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).