

IN THE SUPREME COURT OF THE STATE OF NEVADA

TODD J. MCMILLAN,
Appellant,
vs.
LITTON LOAN SERVICING AND THE
CHASE MANHATTAN BANK,
Respondents.

No. 41125

FILED

OCT 23 2003

ORDER DISMISSING APPEAL

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

This is a proper person appeal from a district court order granting respondents' motion for summary judgment in a real property action. The order "concluded" appellant's litigation against respondents, but did not resolve plaintiff Douglas Jackson's claims against respondents. Although appellant's litigation originated separately from Jackson's litigation, the district court consolidated the two cases, thereby merging the cases for appellate jurisdictional purposes.¹ Because the challenged district court order resolves less than all the claims in the consolidated action and was not certified under NRCP 54(b), the order is not appealable.²

Accordingly, as we lack jurisdiction over this appeal, we ORDER this appeal DISMISSED.

Rose, J.
Rose

Leavitt, J.
Leavitt

Maupin, J.
Maupin

¹Mallin v. Farmers Insurance Exchange, 106 Nev. 606, 797 P.2d 978 (1990).

²Id.

cc: Hon. Valerie Adair, District Judge
Cooper Christensen Law Firm, LLP
Todd J. McMillan
Clark County Clerk