

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL ANGELO DRAKE,
Appellant,
vs.
ARNOLD BROCK, JR.,
Respondent.

No. 41843

FILED


SEP 17 2003

ORDER DISMISSING APPEAL

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

This proper person appeal is from a district court order that “may have been entered dismissing [appellant’s] civil action.” According to the documents transmitted to this court under NRAP 3(e), the district court entered an order on May 22, 2003, striking appellant’s response to an earlier order and giving appellant ten days from the date of the order’s service to provide a more definite statement in his case or face dismissal. It appears that at the time appellant filed his notice of appeal, no order of dismissal had been entered. A notice of appeal filed before a judgment’s entry is premature and does not vest jurisdiction in this court.¹ As we lack jurisdiction over this appeal, we dismiss it.

It is so ORDERED.


_____, J.
Rose


_____, J.
Leavitt


_____, J.
Maupin

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

cc: Hon. Steven P. Elliott, District Judge
Michael Angelo Drake
Arnold Brock Jr.
Washoe District Court Clerk