

IN THE SUPREME COURT OF THE STATE OF NEVADA

HENRY RYGIOL,  
Appellant,  
vs.  
ALFRED F. BENCH AND BERNICE  
BENCH,  
Respondents.

No. 42448

FILED

JAN 07 2004

ORDER DISMISSING APPEAL

*[Signature]*  
DEPUTY CLERK

This proper person appeal is taken from a November 24, 2003 minute order. Our review of the documents transmitted under NRAP 3(e) reveals jurisdiction defects. In particular, no appeal may be taken from a minute order; only a written judgment, entered by the court, may be appealed.<sup>1</sup> Additionally, the minute order denied appellant's motion to dismiss, and no appeal may be taken from an order denying a motion that seeks dismissal.<sup>2</sup> Consequently, we lack jurisdiction to consider this appeal, and we dismiss it.

It is so ORDERED.<sup>3</sup>

*[Signature]*, C.J.                      *[Signature]*, J.  
Shearing                                      Becker  
*[Signature]*, J.  
Gibbons

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

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

<sup>3</sup>Although appellant was not granted leave to proceed in proper person under NRAP 46(b), we have received and considered appellant's proper person documents.

04-00304

cc: Hon. Michael A. Cherry, District Judge  
Henry Rygiol  
Ronald G. Barron, Chtd.  
Clark County Clerk