

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD C. BERMAN, A/K/A DICK
BERMAN,
Appellant,
vs.
DANA K. BERMAN, N/K/A DANA K.
LIVINGSTON,
Respondent.

No. 43056

FILED

APR 14 2004

JANETTE W. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*

ORDER DISMISSING APPEAL

This proper person appeal is taken from a district court order that denied an application for a show cause order regarding respondent's alleged contempt. Our review of the documents transmitted under NRAP 3(e) reveals a jurisdiction defect. In particular, the district court's order is not substantively appealable. An appeal is available only when authorized by statute or court rule,¹ and no statute or rule allows an appeal from an order denying an application for a show cause order regarding contempt.² Consequently, as we lack jurisdiction to consider this appeal, we dismiss it.

It is so ORDERED.

Becker
_____, J.
Becker

Agosti
_____, J.
Agosti

R. Gibbons
_____, J.
Gibbons

¹Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984).

²Cf. Pengilly v. Rancho Santa Fe Homeowners, 116 Nev. 646, 5 P.3d 569 (2000) (concluding that contempt orders must be challenged through writ petitions).

cc: Hon. Scott Jordan, District Judge, Family Court Division
Dick Berman
Dana K. Livingston
Washoe District Court Clerk