

IN THE SUPREME COURT OF THE STATE OF NEVADA

HEATHER CHAMBERLAIN-VOLGGER,
Appellant,
vs.
INGOMAR VOLGGER,
Respondent.

No. 49594

FILED

SEP 07 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY A. Alvarado
DEPUTY CLERK

ORDER DISMISSING APPEAL

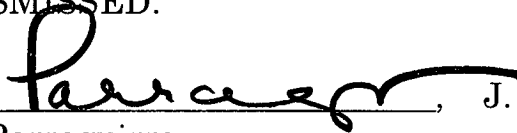
This is an appeal from a divorce decree. Eighth Judicial District Court, Family Court Division, Clark County; Gloria S. Sanchez, Judge.

Respondent has filed a motion to dismiss this appeal for lack of jurisdiction. In particular, respondent argues that the notice of appeal was prematurely filed because there is a motion for a new trial still pending in the district court. Respondent therefore argues that the appeal should be dismissed under NRAP 4(a)(6), which provides that a notice of appeal filed before entry of a written order resolving a tolling motion is premature and may be dismissed. Appellant has filed a non-opposition to the motion.


Our review of the docketing statement and documents submitted to this court under NRAP 3(e) confirms respondent's

representation that this appeal is premature.¹ Accordingly, we grant the motion and

ORDER this appeal DISMISSED.


_____, J.
Parraguirre


_____, J.
Hardesty


_____, J.
Saitta

cc: Hon. Gloria S. Sanchez, District Judge, Family Court Division
Stephen M. Caruso
Longabaugh Law Offices
Eighth District Court Clerk

¹See NRAP 4(a)(1), (4), (6).