

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICKIE L. SLAUGHTER,
Appellant,
vs.
TIFFANY JOHNSON; AND THE STATE
OF NEVADA DEPARTMENT OF
HUMAN RESOURCES, WELFARE
DIVISION,
Respondents.

No. 51349

FILED

JUN 13 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

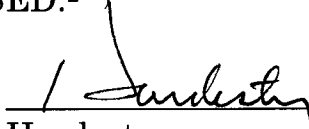
This is an appeal from a temporary order concerning child support. Eighth Judicial District Court, Family Court Division, Clark County; Cheryl B. Moss, Judge.

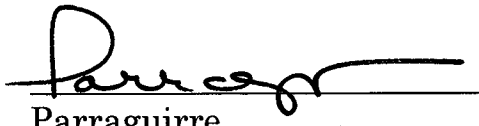
Our review of the documents transmitted to this court pursuant to NRAP 3(e) reveals a jurisdictional defect. Specifically, the order appealed from is not substantively appealable.

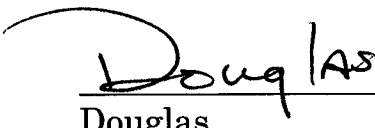
In this case, the district court's February 6, 2008, order concerning payment of child support does not appear to be a final order because the order indicated that it was temporary and it directed appellant to "bring [a] new financial statement and proof of income" at a future date, presumably to resolve and finalize the child support amount. Therefore, the order is not appealable because it is subject to review and

modification by the district court.¹ Accordingly, as we lack jurisdiction to consider this appeal, we

ORDER this appeal DISMISSED.²


_____, J.
Hardesty


_____, J.
Parraguirre


_____, J.
Douglas

¹See In re Temporary Custody of Five Minors, 105 Nev. 441, 777 P.2d 901 (1989) (holding that no appeal may be taken from a temporary order subject to periodic mandatory review); Sugarman Co. v. Morse Bros., 50 Nev. 191, 255 P. 1010 (1927) (indicating that no appeal may be taken from a temporary restraining order); see also NRAP 3A (b)(2).

²On March 31, 2008, appellant was issued a notice to pay the Supreme Court filing fee. It appears that appellant has not paid the filing fee. As such, appellant's failure to pay the filing fee constitutes an independent basis for dismissing this appeal.

Additionally, appellant has not filed his civil proper person appeal statement, which was due on May 12, 2008. Appellant's failure to file the appeal statement is also an independent basis for dismissing this appeal.

cc: Hon. Cheryl B. Moss, District Judge, Family Court Division
Rickie Lamont Slaughter Jr.
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk