

IN THE SUPREME COURT OF THE STATE OF NEVADA

KAREN G. OKI,  
Appellant,  
vs.  
EARLE Y. OKI,  
Respondent.

No. 57805

**FILED**

JAN 25 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court post-judgment order concerning child custody, visitation, child support, and attorney fees. Second Judicial District Court, Washoe County; Linda M. Gardner, Judge.

Our review of the NRAP 3(g) documents submitted to this court reveals a jurisdictional defect. Specifically, the notice of appeal is premature under NRAP 4(a) because it was filed after the timely filing of appellant's January 24, 2011, NRCP 59(a) tolling motion and before the tolling motion was formally resolved. NRAP 4(a)(2). Appellant acknowledges, in her proper person appeal statement, that she filed a new trial motion on January 24, 2011, and that the district court has not ruled on the motion. Thus, as appellant's notice of appeal is premature and fails to confer jurisdiction on this court, see NRAP 4(a)(6), we dismiss the appeal. Once a written order resolving the tolling motion is entered, any aggrieved party may appeal from the order. See NRAP 4(a)(4).

It is so ORDERED.

*[Signature]*, J.  
Douglas

*[Signature]*, J.  
Gibbons

*[Signature]*, J.  
Parraguirre

cc: Hon. Linda M. Gardner, District Judge  
Karen G. Oki  
Feldman Shaw LLP  
Washoe District Court Clerk