

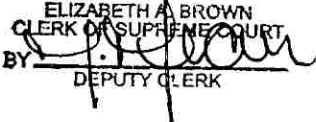
IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CHRISTOPHER TODD MAGLIO,
Appellant,
vs.
SAMMY LUANNA RYAN,
Respondent.

No. 85074-COA

FILED

JUL 10 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

Christopher Todd Maglio appeals from a district court order dismissing his complaint in a civil action. Eighth Judicial District Court, Clark County; Michael Villani, Judge.

Our review of the notice of appeal and documents before this court reveals a jurisdictional defect. The order granting the motion to dismiss is not a final judgment appealable under NRAP 3A(b)(1) because it does not resolve respondent's counterclaim, filed on October 20, 2021. *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (“[A] final judgment is one that disposes of all the issues presented in the case, and leaves nothing for the future consideration of the court, except for post-judgment issues such as attorney’s fees and costs.”).

Accordingly, it appears that the counterclaim is still pending before the district court, such that the court has not entered a final judgment in this matter. And as no other statute or court rule otherwise authorizes an appeal from the challenged order absent the entry of a final judgment, *see Brown v. MHC Stagecoach, LLC*, 129 Nev. 343, 345, 301 P.3d 850, 851 (2013) (providing that this court “may only consider appeals authorized by statute or court rule”), we conclude that this appeal is

premature and we therefore lack jurisdiction to consider it. Accordingly, we
ORDER this appeal DISMISSED.¹


_____, C.J.
Gibbons


_____, J.
Westbrook


_____, Sr.J.
Silver

cc: Chief Judge, Eighth Judicial District Court
Eighth Judicial District Court, Dept. 17
Christopher Todd Maglio
Carpenter Law Office
Eighth District Court Clerk

¹The Honorable Abbi Silver, Senior Justice, participated in the decision of this matter under a general order of assignment.