

IN THE SUPREME COURT OF THE STATE OF NEVADA

KRISTI RAE FREDIANELLI AND
TONY FREDIANELLI,
Appellants,
vs.
SEBASTIAN MARTINEZ,
Respondent.

No. 59272

FILED

AUG 10 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Angelina*
DEPUTY CLERK

ORDER DENYING REHEARING

After dismissing this appeal and cross-appeal, as abandoned, appellants filed a petition for rehearing seeking to have the appeal reinstated. During our consideration of appellants' rehearing petition, it came to this court's attention that the order appellants seek to appeal is not substantively appealable because further proceedings are scheduled in the district court for the court to determine respondent's visitation rights with the minor child. Thus, the order appealed from is not a final order establishing custody of the minor child, and this court lacks jurisdiction over this appeal. NRAP 3A(b)(7). Accordingly, we deny the petition for rehearing.

It is so ORDERED.

Douglas, J.
Douglas

Gibbons, J.
Gibbons

Parraguirre, J.
Parraguirre

cc: Hon. T. Arthur Ritchie, Jr., District Judge, Family Court Division
Callister & Associates
Sebastian Martinez
Eighth District Court Clerk