

IN THE SUPREME COURT OF THE STATE OF NEVADA

GARY SCHMIDT,  
Appellant,  
vs.  
BEN KIECHHEFER,  
Respondent.

No. 66528

**FILED**

NOV 24 2014

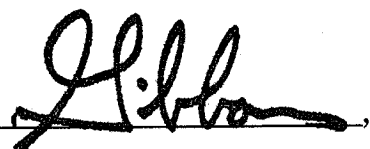
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY R. Malone  
DEPUTY CLERK

*ORDER TO SHOW CAUSE*

This is an appeal from a district court temporary restraining order and an order denying a special motion to dismiss. Our preliminary review of the docketing statement and the documents submitted to this court pursuant to NRAP 3(g) reveals a potential jurisdictional defect. Specifically, while the order denying the special motion to dismiss is independently appealable under NRS 41.670(4), temporary restraining orders are not appealable. *Sugarman Iron & Metal Co. v. Morse Bros. Mach. & Supply Co.*, 50 Nev. 191, 255 P. 1010 (1927) (indicating that no appeal may be taken from a temporary restraining order).

Accordingly, appellant shall have 15 days from the date of this order within which to show cause why this appeal should not be dismissed for lack of jurisdiction with respect to the temporary restraining order, only. We caution appellant that failure to demonstrate that this court has jurisdiction may result in this court's dismissal of that portion of this appeal. Respondent may file any reply within five days from the date that appellant's response is served.

It is so ORDERED.

, C.J.