

IN THE SUPREME COURT OF THE STATE OF NEVADA

BOBBY L. FRANKLIN,
Appellant,
vs.
D.J. LAUGHLIN, D/B/A BWD
PROPERTIES 2, LLC; BWD
PROPERTIES 3, LLC; AND BWD
PROPERTIES 4, LLC,
Respondents.

No. 67364

FILED

JUL 23 2015

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

ORDER OF AFFIRMANCE


This is a pro se appeal from a district court order dismissing the complaint and expunging a lis pendens. Eighth Judicial District Court, Clark County; J. Charles Thompson, Senior Judge.

Appellant claims title to the subject property through a 1988 Desert Land Entry Act application. Appellant and respondents have litigated this issue repeatedly, with many federal courts finding that appellant has no right to the property at issue. *E.g., Franklin v. United States*, 46 F.3d 1140 (9th Cir. 1995); *Franklin v. Laughlin*, No. 10-CV-1027, 2011 WL 672328 (W.D. Tex. Feb. 15, 2011); *Franklin v. Chatterton*, Order and Injunction, No. 2:07-CV-01400 (D. Nev. April 21, 2008), *aff'd*, 358 F. App'x 970 (9th Cir. 2009); *BWD Props. 2, LLC v. Franklin*, Order, No. 2:06-CV-01499 (D. Nev. Sept. 29, 2008). The federal courts have enjoined him from bringing litigation regarding his claims to the property and declared him a vexatious litigant. *Franklin*, Order and Injunction, No. 2:07-CV-01400 (D. Nev. April 21, 2008); *BWD Props. 2*, Order, No. 2:06-CV-01499 (D. Nev. Sept. 29, 2008). After hearing respondents' motion to dismiss on these grounds, the district court dismissed appellant's complaint and expunged his lis pendens. Appellant appealed.


15-22339

Nevada courts are bound to give the decisions of the federal courts preclusive effect in this matter. *Semtek Int'l Inc. v. Lockheed Martin Corp.*, 531 U.S. 497, 508-09 (2001) (describing the preclusive effect that state courts must give to federal courts acting with diversity jurisdiction); *Stoll v. Gottlieb*, 305 U.S. 165, 170-71 (1938) (describing the preclusive effect that states must give federal courts acting with federal question jurisdiction); *Five Star Capital Corp. v. Ruby*, 124 Nev. 1048, 1055, 194 P.3d 709, 713 (2008) (applying issue preclusion where the issues are identical, the issues were actually and necessarily litigated, and a final ruling on the merits was issued). Accordingly, we

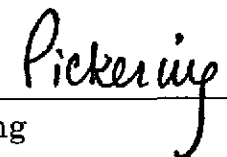
ORDER the judgment of the district court AFFIRMED.

_____, J.

Saitta

_____, J.

Gibbons

_____, J.

Pickering

cc: Chief Judge, The Eighth Judicial District Court
Hon. J. Charles Thompson, Senior Judge
Bobby L. Franklin
Jolley Urga Wirth Woodbury & Little
Eighth District Court Clerk