

IN THE SUPREME COURT OF THE STATE OF NEVADA

PROIMTU MMI LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Appellant,

vs.

TRP INTERNATIONAL, INC., A
DELAWARE CORPORATION,

Respondent.

No. 70056

FILED

MAY 19 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER TO SHOW CAUSE

This is an appeal from a district court order certified as final under NRCP 54(b) in a breach of contract action. We previously directed appellant to show cause why this appeal should not be dismissed for lack of jurisdiction because it appeared that a tolling motion remained pending in the district court such that the notice of appeal was prematurely filed. See NRAP 4(a)(4). In response, appellant has submitted a copy of a September 12, 2016, order granting the tolling motion and vacating the order challenged in this appeal. Accordingly, it appears that there is no longer any valid order from which to appeal.

Appellant shall have 30 days from the date of this order to show cause why this appeal should not be dismissed for lack of jurisdiction. Respondent may file any response within 11 days of service of appellant's response. We caution appellant that failure to demonstrate that this court has jurisdiction may result in the dismissal of this appeal.

Briefing of this appeal remains suspended pending further order of this court.

It is so ORDERED.

Cherry, C.J.

cc: Fennemore Craig, P.C./Las Vegas
Pintar Albiston LLP