

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE ESTATE OF
THELMA AILENE SARGE.

No. 73286

ESTATE OF THELMA AILENE SARGE;
ESTATE OF EDWIN JOHN SARGE;
AND BY AND THROUGH THE
PROPOSED EXECUTRIX, JILL SARGE,
Appellants,
vs.
QUALITY LOAN SERVICE
CORPORATION; AND ROSEHILL, LLC,
Respondents.

FILED

NOV 22 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER TO SHOW CAUSE

This is an appeal from a district court order granting a motion to dismiss in an action relating to real property. Our initial review of the docketing statement and the documents before this court reveals a potential jurisdictional defect. When matters have been consolidated in the district court, they become one case for all appellate purposes. *Mallin v. Farmers Ins. Exch.*, 106 Nev. 606, 609, 797 P.2d 978, 980 (1990). Here, appellants represent that the challenged order, entered in case number 16 RP 000091B, was consolidated with two other district court cases, 16 PBT 00108 1B and 16 PBT 00107 1B. While it appears that the challenged order resolves the claims in 16 RP 000091B, it does not appear from the documents provided that the district court has entered any order formally resolving the claims in the consolidated cases. In the absence of such an order, it does not appear that the challenged order is appealable as a final judgment under NRAP 3A(b)(1). *See Lee v. GNLV, Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment); *see also KDI Sylvan*

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Pools, Inc. v. Workman, 107 Nev. 340, 342-43, 810 P.2d 1217, 1219 (1991) (the fact that a party is not inclined to pursue a claim does not operate as a formal dismissal of that claim).

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

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

It is so ORDERED.

Cherry, C.J.

cc: T M Pankopf PLLC
Walsh, Baker & Rosevear, P.C.
McCarthy & Holthus, LLP/Las Vegas