

IN THE SUPREME COURT OF THE STATE OF NEVADA

JACQUELINE FRANKLIN; ASHLEIGH  
PARK; LILY SHEPARD; STACIE  
ALLEN; MICHAELA DEVINE; KARINA  
STRELKOVA; AND DANIELLE  
LAMAR, INDIVIDUALLY, AND ON  
BEHALF OF A CLASS OF SIMILARLY  
SITUATED INDIVIDUALS,

Appellants,

vs.

RUSSELL ROAD FOOD AND  
BEVERAGE, LLC, (D/B/A CRAZY DOE  
CLUB OWNER, I-X),

Respondent.

No. 74332

**FILED**

SEP 14 2018

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

*ORDER DENYING MOTION*

Appellants appeal from the district court's denial of their claims under the Minimum Wage Amendment. Nev. Const., Art. 15, sec. 16. Respondent has moved to dismiss the appeal as to appellants Ashleigh Park, Danielle Lamar, Lily Shepard, Karina Strelkova, Stacie Allen, and Michaela Divine on the ground that the notice of appeal is untimely with respect to their claims. No opposition has been filed.

Having reviewed the motion and the documents on file with this court, we deny the motion to dismiss. *Mallin v. Farmers Ins. Exch.*, 106 Nev. 606, 609, 797 P.2d 978, 980 (1990) (an order which resolves fewer than all of the claims in a consolidated action is not appealable as a final judgment.) The final order granting summary judgment as to appellant Jacqueline Franklin was filed on October 3, 2017, and the notice of appeal was filed October 17, 2017. Until the final order resolving Ms. Franklin's claims, the case remained pending in the district court. *See Consolidated Generator v. Cummins Engine*, 114 Nev. 1304, 971 P.2d 1251 (1998) (stating that

interlocutory orders entered prior to final judgment may be heard on appeal from final judgment). Accordingly, the motion is denied.

It is so ORDERED.

Pickering, J.  
Pickering

Gibbons, J.  
Gibbons

Hardesty, J.  
Hardesty

cc: Bighorn Law  
Rusing Lopez & Lizardi, PLLC  
Kamer Zucker Abbott  
Moran Brandon Bendavid Moran