

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES J. COTTER, JR.,
DERIVATIVELY ON BEHALF OF
READING INTERNATIONAL, INC.,
Appellant,

vs.

EDWARD KANE; DOUGLAS
MCEACHERN; WILLIAM GOULD;
JUDY CODDING; AND MICHAEL
WROTONIAK, READING
INTERNATIONAL, INC., A NEVADA
CORPORATION,

Respondents.

No. 75053

FILED

APR 16 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER GRANTING MOTION AND DISMISSING CROSS-APPEALS

This is an appeal and cross-appeals from an order granting motions for partial summary judgment and dismissing appellant/cross-respondent's claims against respondents/cross-appellants. Eighth Judicial District Court, Clark County; Elizabeth Goff Gonzalez, Judge.

The district court certified the order as final pursuant to NRCPC 54(b). Appellant/cross-respondent has filed a motion to dismiss the cross-appeals on the grounds that respondents/cross-appellants are not aggrieved parties and are challenging non-appealable orders. Respondents/cross-appellants oppose the motion, and appellant/cross-respondent has filed a reply.

We grant the motion to dismiss. The order appealed from grants relief in favor of respondents/cross-appellants and dismisses the claims against them. Respondents/cross-appellants propose to challenge prior district court orders rejecting their challenge to appellant/cross-respondent's standing to bring a derivative action.

Only aggrieved parties may appeal to this court. NRAP 3A(a); *Ford v. Showboat Operating Co.*, 110 Nev. 752, 755, 877 P.2d 546, 548 (1994). Moreover, a party may only appeal from an appealable judgment, not from a finding of fact or a conclusion of law. *Id.* Arguments in support of the judgment, even if rejected by the district court, may be made in an answering brief. *Id.* at 755, 757 n.5, 877 P.2d at 548, 550 n.5

Accordingly, we dismiss the cross-appeals and direct the clerk of this court to modify the caption on this court's docket consistent with the caption appearing on this order.

It is so ORDERED.

Cherry, J.
Cherry

Parraguirre, J.
Parraguirre

Stiglich, J.
Stiglich

cc: Hon. Elizabeth Goff Gonzalez, Chief Judge
Ara H. Shirinian, Settlement Judge
Morris Law Group
Yurko, Salvesen & Remz, P.C.
Greenberg Traurig, LLP/Las Vegas
Maupin, Cox & LeGoy
Quinn Emanuel Urquhart & Sullivan, LLP
Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow,
P.C.
Cohen Johnson Parker Edwards
Eighth District Court Clerk