

IN THE SUPREME COURT OF THE STATE OF NEVADA

NONA TOBIN, AS TRUSTEE OF THE
GORDON B. HANSEN TRUST, DATED
8/22/08,

Appellant,

vs.

JOEL A. STOKES; SANDRA F.
STOKES, AS TRUSTEE OF THE
JIMI JACK IRREVOCABLE TRUST;
YUEN K. LEE, AN INDIVIDUAL, D/B/A
MANAGER; F. BONDURANT, LLC;
SUN CITY ANTHEM COMMUNITY
ASSOCIATION, INC.; AND
NATIONSTAR MORTGAGE, LLC,
Respondents.

No. 79295

FILED

JAN 07 2020

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

ORDER TO SHOW CAUSE

On September 4, 2019, this court dismissed this appeal in part. This court noted that Nona Tobin, who was appearing in pro se at the time, appears not to be a party to this appeal as an individual and has no standing to file documents except as the trustee of the Gordon B. Hansen Trust, Dated 8/22/08. *Valley Bank of Nev. v. Ginsburg*, 110 Nev. 440, 446, 874 P.2d 729, 734 (1994) (“[T]his court has jurisdiction to entertain an appeal only where the appeal is brought by an aggrieved party.”). Nona Tobin has now filed, through counsel,¹ a notice of appeal - again in her individual capacity. The notice of appeal purports to challenge “Findings of Fact numbers 1

¹See NRAP 46(a)(2) (“A notice of appeal signed by an attorney will be treated as a notice of appearance by that attorney.”).

through 2, the Conclusions of Law numbers 1 through 4, and the following Orders, Order Striking from the Record as a rogue document Nona Tobin's Motion for a New Trial Per Rule 54(B) and RULE [sic] 59(1)(A)(B)(C)(F), Order Striking from the Record as a rogue document Nona Tobin's Motion to Dismiss Pursuant to NRS 38.310(2), Order Granting Motion to Expunge the Lis Pendens." Specifically, Ms. Tobin challenges the district court's rulings against her as an individual.²

Apart from Ms. Tobin's lack of standing as a party, the notice of appeal identifies orders that appear to be substantively unappealable. This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule. *Taylor Constr. Co. v. Hilton Hotels*, 100 Nev. 207, 678 P.2d 1152 (1984). No statute or court rule permits an appeal from an order striking a motion as a rogue document or from an order granting a motion to expunge a lis pendens. NRAP 3A(b). Accordingly, it appears this court lacks jurisdiction over Ms. Tobin's individual claims.

Nona Tobin shall have 30 days from the date of this order within which to show cause why this appeal should not be dismissed as to her in her individual capacity for lack of jurisdiction. In responding to this order, Ms. Tobin should submit points and authorities and any documentation that establishes this court's jurisdiction over her as an individual as well as a basis for this court's jurisdiction over the orders she challenges. Failure to demonstrate that this court has jurisdiction may result in this court's dismissal of this appeal. The briefing schedule in this appeal shall be suspended pending further order of this court. Respondents

²Ms. Tobin has also filed an amended notice of appeal in her capacity as trustee of the Gordon B. Hansen Trust, Dated 8/22/08.

may file any reply within 14 days from the date that Ms. Tobin's response is served.

It is so ORDERED.

Pickering, C.J.

cc: Mushkin Cica Coppedge
Nona Tobin
Thomson Law PC
Akerman LLP/Las Vegas
Lipson Neilson P.C.
Hong & Hong