

IN THE SUPREME COURT OF THE STATE OF NEVADA

DARIA HARPER, AN INDIVIDUAL;
AND DANIEL WININGER, AN
INDIVIDUAL,

Appellants,

vs.

COPPERPOINT MUTUAL INSURANCE
HOLDING COMPANY, AN ARIZONA
CORPORATION; COPPERPOINT
GENERAL INSURANCE COMPANY,
AN ARIZONA CORPORATION; LAW
OFFICES OF MARSHALL
SILVERBERG, P.C., A CALIFORNIA
CORPORATION; KENNETH
MARSHALL SILVERBERG, A/K/A
MARSHALL SILVERBERG, A/K/A K.
MARSHALL SILVERBERG, AN
INDIVIDUAL; THOMAS S. ALCH,
A/K/A THOMAS STEVEN ALCH, AN
INDIVIDUAL; AND SHOOP, A
PROFESSIONAL LAW CORPORATION,
A CALIFORNIA CORPORATION,

Respondents.

No. 82158

FILED

JAN 21 2021

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

ORDER TO SHOW CAUSE AND REGARDING CAPTION

This is an appeal from a district court order granting a motion to dismiss and denying a motion for partial summary judgment. Review of the docketing statement and documents before this court reveals a potential jurisdictional defect. Appellants acknowledge in the docketing statement that claims remain pending in the district court. It thus appears that the district court has not yet entered a final judgment appealable under NRAP 3A(b)(1). *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment). And it does not appear that the district

court has entered an order certifying the challenged order as final under NRCP 54(b).

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. In responding to this order, in addition to points and authorities, appellants should provide a copy of any written, file-stamped district court order properly certifying the challenged order as final under NRCP 54(b). Respondents may file any reply within 14 days of service of appellants' response. Failure to demonstrate that this court has jurisdiction may result in the dismissal of this appeal. The deadlines to file the transcript request form and opening brief and appendix are suspended pending further order of this court.

Review of the case appeal statement and docketing statement indicates that the only respondents to this appeal are Copperpoint Mutual Insurance Holding Company and Copperpoint General Insurance Company. Accordingly, it appears that the caption of this appeal should be modified by removing the remaining respondents. If any party objects to such modification, they shall so inform this court, in writing, within 14 days of the date of this order. If no objection is timely filed in this court, this appeal shall proceed with Copperpoint Mutual Insurance Holding Company and Copperpoint General Insurance Company as the only respondents.

It is so ORDERED.

1. J. J. J. J. J., C.J.

cc: Maier Gutierrez & Associates
Blumberg Law Corporation
Hooks Meng & Clement
Lipson Neilson P.C.
McBride Hall
Kjar, McKenna & Stockalper LLP