

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARIA MCMILLIN, AN INDIVIDUAL,
Appellant,
vs.
ROBERT THOMPSON, INDIVIDUALLY
AND AS FRANCHISEE; AND TYRON
HENDERSON, INDIVIDUALLY,
Respondents.

No. 84015

FILED


FEB 11 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING MOTION

This appeal was docketed in this court on January 4, 2022, without payment of the requisite filing fee. Because appellant had not paid the filing fee, on January 25, 2022, this appeal was dismissed by way of a clerk's order. Appellant has filed a motion to vacate or modify that order. See NRAP 27(c)(3). Respondents have filed an opposition and appellant has filed a reply. The motion is denied. The clerk of this court shall refund the filing fee received on January 26, 2022.

It is so ORDERED.¹


Parraguirre C.J.

¹It appears this appeal may have been prematurely filed because appellant filed a timely NRCP 59 motion to alter or amend in the district court and the motion remained pending when the instant appeal was filed. See NRAP 4(a)(4) ("the time to file a notice of appeal runs for all parties from entry of an order disposing of" a timely filed NRCP 59 motion to alter or amend the judgment).

cc: Hon. Bita Yeager, District Judge
Mainor Wirth
Morris Law Center
Hall Jaffe & Clayton, LLP
Eighth District Court Clerk