

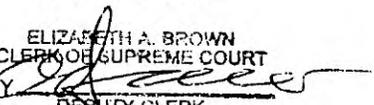
IN THE SUPREME COURT OF THE STATE OF NEVADA

WILBERT ROY HOLMES,  
Appellant,  
vs.  
CAPUCINE YOLANDA HOLMES,  
Respondent.

No. 87174

FILED

SEP 01 2023

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

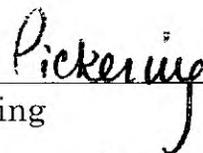
This is a pro se appeal from a district court's minute order striking appellant's motion to set aside a divorce decree on the ground that appellant filed it in violation of the court's orders. Eighth Judicial District Court, Family Division, Clark County; Heidi Almase, Judge.

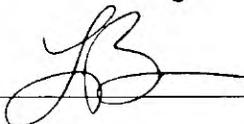
The notice of appeal was prematurely filed, before the entry of a final written judgment. See NRAP 4(a)(1); *Rust v. Clark Cty. School District*, 103 Nev. 686, 747 P.2d 1380 (1987) (explaining that the district court's oral pronouncement from the bench, the clerk's minute order, and even an unfiled written order cannot be appealed). The district court's minute order is ineffective and not appealable. Further, the order designated in the notice of appeal is not substantively appealable. See NRAP 3A(b). 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

provides for an appeal from an order striking a motion. This court lacks jurisdiction and

ORDERS this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Cadish

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Bell

cc: Hon. Heidi Almase, District Judge, Family Division  
Wilbert Roy Holmes  
Heaton Fontano, Ltd.  
Eighth District Court Clerk