

FILED

2009 DEC -7 PM 2:38
Maureen
CLAY'S BARRIS
DIST. COURT CLERK

1 Case No. CV 09-9953
2 Dept. No. 1
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7 IN THE SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
8 IN AND FOR THE COUNTY OF LANDER

9 * * * *

10 MICHAEL MARKING and)
11 ELIZABETH FLEMING,)
12 Appellants,)
13 vs.)
14 VIRGINIA GALLEGOS,)
15 Respondent.)
16)

ORDER

17 On November 2, 2009 this Court received a Motion to
18 Amend Judgment by Appellant Michael Markin which was not filed.
19 After a review of Appellant's Motion, this Court finds that
20 Appellant's Motion to Amend Judgment was based on Appellant's
21 desire to appeal a temporary restraining order that had
22 expired. Under Nevada law, there is no statutory right to
23 appeal an expired temporary order. Also, since the temporary
24 order has expired, Appellant's appeal is moot.
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26

GLADYS BURRIS
LANDER COUNTY CLERK
315 S HUMBOLDT ST
BATTLE MOUNTAIN, NV 89820

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MICHAEL MARKING
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AUSTIN, NV 89310

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