

IN THE UTAH COURT OF APPEALS

-----ooOoo-----

Nadine Gillmor,)	MEMORANDUM DECISION
)	(Not For Official Publication)
Plaintiff and Appellant,)	Case No. 20080223-CA
)	
v.)	
)	F I L E D
Family Link, LLC; David K.)	(May 15, 2008)
Richards; Barry Todd Miller;)	
Joan Ellen Miller; Doug)	2008 UT App 175
Carl Dohring; Laurie Ann)	
Dohring; Kenneth W. Macey;)	
Robin A. Macey; and John)	
Does 1-40,)	
)	
Defendants and Appellees.)	

Third District, Silver Summit Department, 070500385
The Honorable Robert K. Hilder

Attorneys: Bruce R. Baird, Sandy, for Appellant
Keith W. Meade, Salt Lake City, for Appellees Family Link, LLC; Kenneth W. Macey; and Robin A. Macey
Elizabeth T. Dunning, Salt Lake City, for Appellee David K. Richards
Edwin C. Barnes and Christopher B. Snow, Salt Lake City, for Appellees Doug Carl Dohring and Laurie Ann Dohring

Before Judges Billings, Davis, and McHugh.

PER CURIAM:

This case is before the court on Appellees' motion to dismiss for lack of jurisdiction. Appellees argue that this court lacks jurisdiction due to the absence of a final order or judgment. See Utah R. App. P. 3(a).

Nadine Gillmor filed a notice of appeal on March 4, 2008, indicating that she was appealing from the trial court's order issued February 20, 2008, granting Appellees' motion to dismiss. At the time the notice of appeal was filed, the trial court had not yet ruled on an outstanding motion for rule 11 sanctions. Because the order from which Gillmor appeals did not resolve all

claims of all parties, it is not a final order and cannot be appealed except by the granting of a petition for interlocutory appeal. Cf. Loffredo v. Holt, 2001 UT 97, ¶ 12, 37 P.3d 1070 ("A judgment is not final if the trial court has failed to determine whether attorney fees should be awarded."); ProMax Dev. Corp. v. Raile, 2000 UT 4, ¶ 15, 998 P.2d 254 (holding that "a trial court must determine the amount of attorney fees awardable to a party before the judgment becomes final for the purposes of an appeal under Utah Rule of Appellate Procedure 3"). In the absence of a final order, this court lacks jurisdiction and must dismiss the appeal. See Loffredo, 2001 UT 97, ¶ 11.

This appeal is dismissed without prejudice to the filing of a timely appeal after a final judgment has been entered.

Judith M. Billings, Judge

James Z. Davis, Judge

Carolyn B. McHugh, Judge