

IN THE SUPREME COURT OF THE STATE OF NEVADA

JORGE MANUEL RIVERA,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54494

**FILED**

**SEP 25 2009**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK


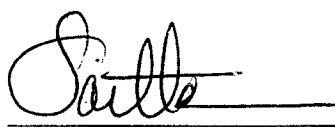
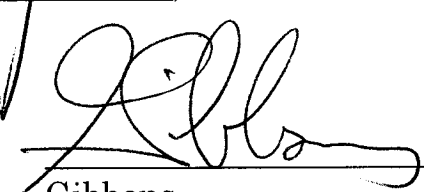
ORDER DISMISSING APPEAL

This is an appeal from a district court order declining to take action on a proper person document. Second Judicial District Court, Washoe County; Robert H. Perry, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, this court does not have jurisdiction to hear an appeal from a district court order declining to take action on a proper person document. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists. Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). No statute or court rule provides for an appeal from a district court order declining to take action on a proper

person document. Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.<sup>1</sup>

  
Cherry, J.  
  
Saitta, J.  
  
Gibbons, J.

cc: Hon. Robert H. Perry, District Judge  
Jorge Manuel Rivera  
Taggart & Taggart, Ltd.  
Attorney General Catherine Cortez Masto/Carson City  
Washoe County District Attorney Richard A. Gammick  
Washoe District Court Clerk

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<sup>1</sup>In light of this order, we grant appellant's counsel's motion to withdraw.