

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES THEODORE SHARKEY,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 74740

FILED

FEB 08 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from a district court "order denying defendant's motion to dismiss by challenges of state's non-compliance with statutory obligations." Eighth Judicial District Court, Clark County; Michael Villani, Judge.

Because no statute or court rule permits an appeal from the aforementioned order, we lack jurisdiction. NRS 177.015(1)(b) (a defendant may appeal from an order *granting* a motion to dismiss); *Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we

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

*Pickering*, J.  
Pickering

*Gibbons*, J.  
Gibbons

*Hardesty*, J.  
Hardesty

<sup>1</sup>Given this order, we take no action on appellant's motion to proceed in forma pauperis filed on January 2, 2018.

cc: Hon. Michael Villani, District Judge  
James Theodore Sharkey  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk