

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRENT JOHN NOWAK,  
Appellant,  
vs.  
TIMOTHY FILSON, WARDEN,  
Respondent.

No. 76252

**FILED**

JUL 17 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is a pro se appeal from a purported district court order denying a postconviction petition for a writ of habeas corpus. Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge.

This court's review of this appeal reveals a jurisdictional defect. Specifically, no decision had been made on the petition when appellant filed his appeal on June 25, 2018. Thus, the notice of appeal is premature. See NRS 177.015(3). To the extent that appellant appeals from the "order granting motion for enlargement of time to file return to petition," no statute or court rule permits an appeal from such an order. *Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we

ORDER this appeal DISMISSED.

Pickering, J.  
Pickering

Gibbons, J.  
Gibbons

Hardesty, J.  
Hardesty

cc: Hon. Steve L. Dobrescu, District Judge  
Brent John Nowak  
Attorney General/Carson City  
Attorney General/Ely  
White Pine County Clerk