

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHARLES DEAN VIOX,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 70853

FILED

SEP 27 2016

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

ORDER DISMISSING APPEAL

This is a pro se appeal from a purported final order dismissing a postconviction petition for a writ of habeas corpus. Fourth Judicial District Court, Elko County; Charles M. McGee, Judge.

On July 18, 2016, appellant filed a notice of appeal from the July 5, 2016, order. Our review of the documents before this court indicates that the order being challenged on appeal is not a final order. In that order, the district court scheduled a telephonic hearing for July 29, 2016. Only the final decision of the district court is appealable. See NRS 177.015(3); NRS 34.575. Because the July 5, 2016, order, is not a final order, we lack jurisdiction over this appeal. Accordingly, we

ORDER this appeal DISMISSED.¹

Parraguirre, C.J.
Parraguirre

Hardesty, J.
Hardesty

Pickering, J.
Pickering

¹In light of this order, we take no action on the pro se motion filed on August 1, 2016.

cc: Chief Judge, The Fourth Judicial District Court
Hon. Charles M. McGee, Senior Judge
Charles Dean Viox
Attorney General/Carson City
Elko County District Attorney
Elko County Clerk