

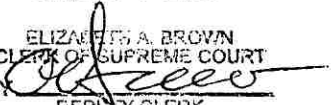
IN THE SUPREME COURT OF THE STATE OF NEVADA

JON PAUL MCINNES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 86169

FILED

MAR 31 2023

ELIZABETH A. BROVIN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se notice of appeal from a district court order holding defendant's submitted motions in abeyance and directing status update from attorney Thomas Qualls. Second Judicial District Court, Washoe County; Barry L. Breslow, Judge.

This court's review of this appeal reveals a jurisdictional defect. Specifically, no statute or court rule provides for an appeal from a district court order holding defendant's submitted motions in abeyance and directing status update from attorney Thomas Qualls. *See Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990) (explaining that court has jurisdiction only when statute or court rule provides for appeal). To the extent that appellant's appeal is in regard to the judgment of conviction entered on December 5, 2019, the notice of appeal was untimely filed. *See Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994) (explaining

that an untimely notice of appeal fails to vest jurisdiction in this court).
Accordingly, this court

ORDERS this appeal DISMISSED.



_____, J.
Herndon



_____, J.
Lee



_____, J.
Parraguirre

cc: Hon. Barry L. Breslow, District Judge
Jon Paul McInnes
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk
Thomas L. Qualls