

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

DONALD DOUGLAS EBY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 85386-COA

FILED

APR 21 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

Donald Douglas Eby appeals from an order of the district court denying a motion to vacate a judgment of conviction filed on July 11, 2022. Ninth Judicial District Court, Douglas County; Thomas W. Gregory, Judge.

Our review of this appeal reveals a jurisdictional defect. 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 motion to vacate a judgment of conviction. Accordingly, we

ORDER this appeal DISMISSED.


_____, C.J.
Gibbons


_____, J.
Bulla


_____, J.
Westbrook

cc: Hon. Thomas W. Gregory, District Judge
Donald Douglas Eby
Attorney General/Carson City
Douglas County District Attorney/Minden
Douglas County Clerk