

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL LARRY LOCKWOOD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43078

FILED

MAY 13 2004

ORDER DISMISSING APPEAL

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

This is an appeal from an order of the district court denying appellant's motion to dismiss counsel and for the appointment of new counsel. This appeal is subject to the fast track provisions of Nevada Rule of Appellate Procedure 3C.


This court's review of this appeal revealed a jurisdictional defect. Specifically, the right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists.¹ No statute or court rule provides for an appeal from an order denying a motion to dismiss counsel and appoint new counsel.


Accordingly, on April 19, 2004, this court ordered appellant's counsel to show cause why this appeal should not be dismissed. On May 13, 2004, counsel for appellant filed a response, conceding that there are


¹Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990).

no "legal grounds for appeal at this juncture." We conclude that we lack jurisdiction to entertain this appeal and we

ORDER this appeal DISMISSED.²

 _____, J.
Becker

 _____, J.
Agosti

 _____, J.
Gibbons

cc: Hon. Donald M. Mosley, District Judge
Clark County Public Defender
Michael Larry Lockwood
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

²Because appellant is represented by counsel in this matter, we decline to grant appellant permission to file documents in proper person in this court. See NRAP 46(b). Accordingly, the clerk of this court shall return to appellant unfiled all proper person documents appellant has submitted to this court in this matter.