

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT L. BUTTERFIELD,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 43136

**FILED**

MAY 20 2004

ORDER DISMISSING APPEAL

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

This is a proper person appeal from an order of the district court denying a motion to dismiss counsel. Our review of this appeal reveals a jurisdictional defect. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists.<sup>1</sup> No statute or court rule provides for an appeal from an order denying a motion to dismiss counsel. Accordingly, we

ORDER this appeal DISMISSED.<sup>2</sup>

*Becker* \_\_\_\_\_ J.  
Becker

*Agosti* \_\_\_\_\_ J.  
Agosti

*Gibbons* \_\_\_\_\_ J.  
Gibbons

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

<sup>2</sup>We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.

cc: Hon. Jackie Glass, District Judge  
Robert L. Butterfield  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk