IN THE SUPREME COURT OF THE STATE OF NEVADA

RONALD LEE TOBIN, Appellant, vs. MARGARET ANN PIPP-TOBIN, Respondent.

No. 43376

FILED

JUN 2 8 2004

JANETTE M. BLOOM RK DE SUPREME CO

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order denying appellant's motion to dismiss a child support enforcement action. Eighth Judicial District Court, Family Court Division, Clark County; Steven E. Jones, Judge.

The right to appeal is statutory; if no statute or court rule provides for an appeal, no right to appeal exists.¹ No rule or statute permits an appeal from an order denying a motion to dismiss.² Accordingly, we conclude that we lack jurisdiction, and we

ORDER this appeal DISMISSED.³

becker J. Becker Agosti J. Gibbons

¹See <u>Taylor Constr. Co. v. Hilton Hotels</u>, 100 Nev. 207, 678 P.2d 1152 (1984).

²See NRAP 3A(b).

³We note that appellant's failure to pay the filing fee could constitute an independent basis for dismissal of this appeal. <u>See</u> NRS 2.250(1)(a).

Supreme Court of Nevada cc: Hon. Steven E. Jones, District Judge, Family Court Division Ronald Lee Tobin
Clark County District Attorney David J. Roger/Family Support Division
Clark County Clerk

Supreme Court of Nevada