

IN THE SUPREME COURT OF THE STATE OF NEVADA

JERMAINE TROTTER A/K/A
JERMAINE D. TROTTER, JERMINE
TROTTER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 44693

FILED

MAR 22 2005

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

ORDER DISMISSING APPEAL

This appeal was initiated by a proper person notice of appeal. Eighth Judicial District Court, Clark County; Jackie Glass, Judge.

Appellant states that he is appealing from the final order entered on the "9 day of 07, 2004." No decision was made, oral or written, on July 9, 2004.


The documents before this court indicate that the district court denied a motion for the appointment of counsel on September 7, 2004. To the extent that appellant seeks to appeal from that decision, this court lacks jurisdiction to consider the appeal as no statute or court rule permits an appeal from an order denying a motion for the appointment of counsel.¹

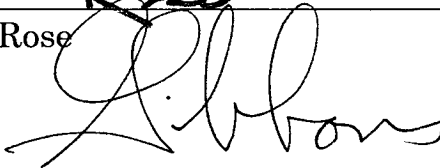
The documents before this court indicate that a post-conviction petition for a writ of habeas corpus remains pending in the district court and that an evidentiary hearing has been scheduled for March 18, 2005. No appeal may be had from intermediate decisions of the


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

court in the post-conviction proceedings.² Any intermediate decisions may be reviewed in an appeal from the final order resolving the habeas corpus petition.³ Accordingly, because appellant failed to present an appealable decision for this court's review, we

ORDER this appeal DISMISSED.


_____, J.
Rose


_____, J.
Gibbons


_____, J.
Hardesty

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

²See NRS 177.015(3).

³See NRS 177.045.