

IN THE SUPREME COURT OF THE STATE OF NEVADA

DELL MARVIN ROBERTS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 45637

FILED

AUG 16 2005

ORDER DISMISSING APPEAL

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

This is a proper person appeal from an order of the district court denying a motion for reconsideration. First Judicial District Court, Carson City; William A. Maddox, Judge.


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 of the district court denying a motion for reconsideration.<sup>2</sup>


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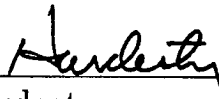
<sup>1</sup>Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990).

<sup>2</sup>See Phelps v. State, 111 Nev. 1021, 900 P.2d 344 (1995).

ORDER this appeal DISMISSED.<sup>3</sup>

  
\_\_\_\_\_, J.  
Rose

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. William A. Maddox, District Judge  
Dell Marvin Roberts  
Attorney General Brian Sandoval/Carson City  
Carson City District Attorney  
Carson City Clerk

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<sup>3</sup>On July 29, 2005, we received appellant's motion for the appointment of counsel, and we deny appellant's motion.