

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM CATO SELLS, JR.,  
Appellant,  
vs.  
DIRECTOR, NEVADA DEPARTMENT  
OF PRISONS,  
Respondent.

No. 46383

**FILED**

**JAN 13 2006**

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 transferring a petition for a writ of habeas corpus filed in the First Judicial District Court to the Seventh Judicial District Court. First Judicial District Court, Carson City; Michael R. Griffin, 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 transferring a petition for a writ


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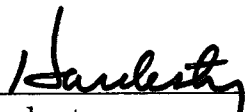
<sup>1</sup>Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990).

of habeas corpus to another district court.<sup>2</sup> Accordingly, we

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Maupin

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

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

cc: Hon. Michael R. Griffin, District Judge  
William Cato Sells Jr.  
Attorney General George Chanos/Carson City  
Carson City Clerk

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<sup>2</sup>See NRS 34.575(1) (allowing for an appeal from the denial of a petition for a writ of habeas corpus).