

IN THE SUPREME COURT OF THE STATE OF NEVADA

ZEL NORMAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 47015

FILED

MAY 01 2006

ORDER DISMISSING APPEAL

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

This is an appeal from an order of the district court denying appellant's motion to dismiss or in the alternative to suppress evidence. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

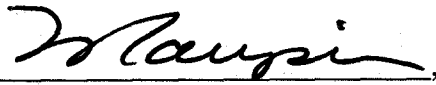
Our review of this appeal reveals a jurisdictional defect. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists.¹ No statute or court rule provides for an appeal from a pre-trial order denying a motion to dismiss or suppress evidence.

Moreover, appellant filed the notice of appeal prior to the commencement of his trial. It appears that appellant was subsequently tried and found guilty by a jury and that sentencing is set for May.

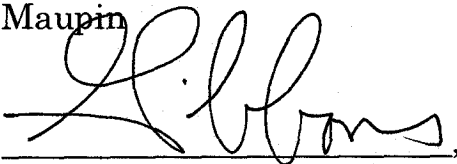
¹Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990).

Appellant may challenge the denial of his motion to dismiss or suppress in a timely appeal from the judgment of conviction. Accordingly, we

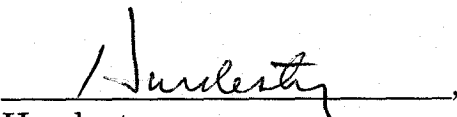
ORDER this appeal DISMISSED.



Maupin J.



Gibbons J.



Hardesty J.

cc: Hon. Donald M. Mosley, District Judge
Clark County Public Defender Philip J. Kohn
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk
Zel Norman