

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT GORDON JOHNSTONE,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 52080

**FILED**

AUG 29 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion for appointment of counsel. Eighth Judicial District Court, Clark County; Jennifer Togliatti, 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 denying a motion for appointment of counsel. Accordingly, we

ORDER this appeal DISMISSED.

Maupin, J.

Maupin

Cherry, J.

Cherry

Saitta, J.

Saitta

<sup>1</sup>Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990).

cc: Hon. Jennifer Togliatti, District Judge  
Robert Gordon Johnstone  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk