

IN THE SUPREME COURT OF THE STATE OF NEVADA


JERRY HOOKS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54240

FILED

AUG 27 2009

ORDER DISMISSING APPEAL


TRACE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

This is a proper person appeal from an order of the district court denying a pretrial motion to dismiss. Eighth Judicial District Court, Clark County; Valerie Adair, Judge.

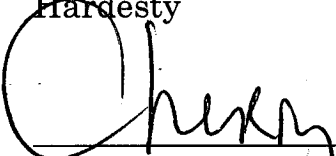
Our review of this appeal reveals a jurisdictional defect. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists. Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). No statute or court rule provides for an independent appeal from an order denying a pretrial motion to dismiss.

NRS 177.015(3); NRS 177.045. Accordingly, we

ORDER this appeal DISMISSED.¹

 _____, C.J.

Hardesty

 _____, J.

Cherry

 _____, J.

Gibbons

cc: Hon. Valerie Adair, District Judge
Jerry Hooks
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk

¹In light of our disposition of this appeal, we deny the motion for stay.