

IN THE SUPREME COURT OF THE STATE OF NEVADA


DUKE FREDRICK CRANFORD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54553

FILED

OCT 06 2009

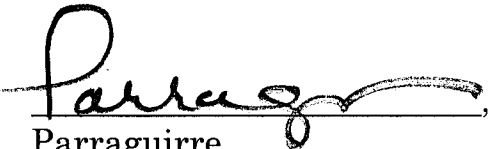
ORDER DISMISSING APPEAL

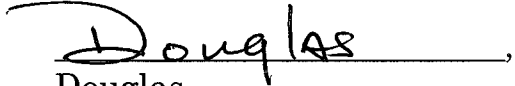
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CLERK OF SUPREME COURT
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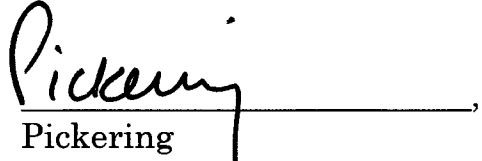
This is a proper person appeal from an order of the district court denying a motion to vacate and set aside order. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

The district court construed the motion to vacate and set aside to be a motion for reconsideration. 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 appeal from a motion seeking reconsideration of the district court's order. Phelps v. State, 111 Nev. 1021, 900 P.2d 344 (1995). Accordingly, we

ORDER this appeal DISMISSED.

 J.
Parraguirre

 J.
Douglas

 J.
Pickering

cc: Hon. Donald M. Mosley, District Judge
Duke Fredrick Cranford
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk