IN THE SUPREME COURT OF THE STATE OF NEVADA

DUKE FREDRICK CRANFORD, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 54556

FILED

OCT 0 5 2009

09-24216

LINDEMAN

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion to correct fraud on the court. 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. <u>Castillo v. State</u>, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). No statute or court rule provides for an appeal from an order denying a motion to correct fraud on the court. Accordingly, we

ORDER this appeal DISMISSED.

J. J. Saitta J. Ġibbons

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

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