

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHELE CARETTO,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54756

FILED

FEB 03 2010

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

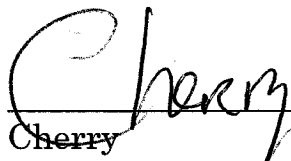
ORDER DISMISSING APPEAL

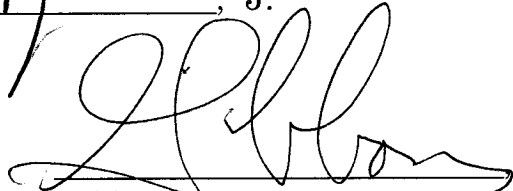
This is a proper person appeal from a purported order of the district court entered on September 21, 2009. Third Judicial District Court, Lyon County; Leon Aberasturi, Judge.

No order was entered by the district court on September 21, 2009. On July 29, 2009, appellant filed a proper person motion to amend the judgment of conviction to include all credits. On September 21, 2009, a request for withdrawal of motion was submitted to the district court and signed by both the district attorney's office and appellant's counsel. The district court's signature appears at the bottom of the request. The district court's acceptance of the request to withdraw the motion is not an appealable decision. Because appellant has failed to designate an appealable order, we lack jurisdiction and

ORDER this appeal DISMISSED.


_____, J.
Saitta


_____, J.
Cherry


_____, J.
Gibbons

cc: Hon. Leon Aberasturi, District Judge
Michele Caretto
Attorney General/Carson City
Lyon County District Attorney
Lyon County Clerk