


IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN EDWARD WADE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 55042

FILED

JAN 07 2010

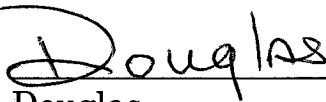
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
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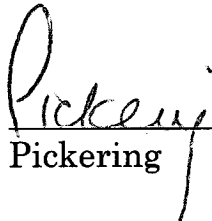
ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion to allow the filing of a post-conviction petition for a writ of habeas corpus outside of the statutory time period. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge. Because no statute or court rule provides for an appeal from an order denying such a motion, we lack jurisdiction. See Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990) (where no statute or court rule provides for an appeal, no right to appeal exists). We therefore

ORDER this appeal DISMISSED.


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Donald M. Mosley, District Judge
Draskovich & Oronoz, P.C.
James A. Oronoz, Chtd.
Attorney General/Carson City
Clark County District Attorney
Brian Edward Wade
Eighth District Court Clerk