## IN THE SUPREME COURT OF THE STATE OF NEVADA

JONAS N. ORTIZ, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 55328

FILED

MAR 1 1 2010

## ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion for reconsideration of modification of sentence and motion for appointment of counsel. Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

No statute or court rule permits an appeal from an order denying the aforementioned motions. <u>Castillo v. State</u>, 106 Nev. 349, 792 P.2d 1133 (1990); <u>see also Phelps v. State</u>, 111 Nev. 1021, 900 P.2d 344 (1995). Accordingly, we lack jurisdiction, and we

ORDER this appeal DISMISSED.

Hardesty

J.

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J.

Douglas

т.

**Pickering** 

J.

SUPREME COURT OF NEVADA

(O) 1947A

10-06396

cc: Hon. Michelle Leavitt, District Judge Jonas N. Ortiz Attorney General/Carson City Clark County District Attorney Eighth District Court Clerk