

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID ANDREW LYTLE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 55454

FILED

APR 08 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY Tracie K. Lindeman
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from the denial of a pretrial motion to dismiss. Fifth Judicial District Court, Nye County; John P. Davis, Judge.

No statute or court rule permits an appeal from an order denying a pretrial motion to dismiss.¹ Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990). Accordingly, we lack jurisdiction, and we

ORDER this appeal DISMISSED.²

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

¹The denial of a pretrial motion to dismiss may be challenged in a direct appeal. NRS 177.045.

²We have considered the proper person documents submitted in this matter, and we conclude that no relief is warranted for the reason set forth above.

cc: Hon. John P. Davis, District Judge
David Andrew Lytle
Attorney General/Carson City
Nye County District Attorney/Pahrump
Nye County Clerk