

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,  
Appellant,  
vs.  
BLAKE DOMINIC DELUCIA,  
Respondent.

No. 55903

**FILED**

JUN 09 2010

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

ORDER DISMISSING APPEAL

This is an appeal from a district court order granting respondent's motion to exclude or suppress prior convictions. Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge. We conclude we lack jurisdiction to consider this appeal because the district court's exclusion of the prior convictions did not constitute a grant of a motion to suppress, see State v. Shade, 110 Nev. 57, 63, 867 P.2d 393, 396 (1994) ("Motion to suppress' is a term of art which is defined as a request for the exclusion of evidence premised upon an allegation that the evidence was illegally obtained."), and no statute or rule provides for an appeal from an order granting a motion to exclude evidence, see id. Accordingly, we

ORDER this appeal DISMISSED.

Cherry, J.  
Cherry

Saitta, J.  
Saitta

Gibbons, J.  
Gibbons

cc: Hon. Steve L. Dobrescu, District Judge  
Attorney General/Carson City  
White Pine County District Attorney  
State Public Defender/Carson City  
State Public Defender/Ely  
White Pine County Clerk