

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,  
Appellant,  
vs.  
LINDA MARIE FIELDS,  
Respondent.

No. 56987

**FILED**

**DEC 30 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 denying appellant's motion to introduce prior trial testimony. Fourth Judicial District Court, Elko County; J. Michael Memeo, Judge. We lack jurisdiction to consider this appeal because the district court's exclusion of the prior trial testimony for evidentiary reasons did not constitute a grant of a motion to suppress, see State v. Shade, 110 Nev. 57, 63, 867 P.2d 393, 396 (1994), and no statute or court rule authorizes an appeal from an order denying a motion to introduce prior trial testimony, see Castillo v. State, 106 Nev. 349, 351, 792 P.2d 1133, 1135 (1990). Therefore, we

ORDER this appeal DISMISSED.<sup>1</sup>

J. Hardesty, J.

Hardesty

J. Douglas, J.  
Douglas

J. Pickering, J.  
Pickering

<sup>1</sup>In light of this order, we vacate the temporary stay entered on November 8, 2010. We also deny appellant's November 22, 2010, motion.

cc: Hon. J. Michael Memeo, District Judge  
Attorney General/Carson City  
Elko County District Attorney  
Brian D. Green  
Elko County Clerk