

IN THE SUPREME COURT OF THE STATE OF NEVADA

SANDER ARP HEWITT,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 57264

**FILED**

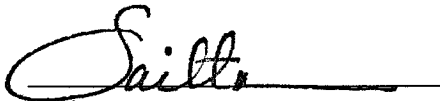
**JAN 25 2011**

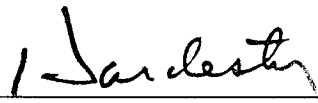
ORDER DISMISSING APPEAL

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY:   
DEPUTY CLERK

This is an appeal from a district court order granting appellant's application for a diversion program pursuant to NRS 453.3363. Sixth Judicial District Court, Humboldt County; Michael Montero, Judge. We lack jurisdiction to consider this appeal. No statute or court rule provides for an appeal from an order granting an application to enter a diversion program, see Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990), and the order is not a final judgment of conviction, see NRS 453.3363(1). Therefore, we

ORDER this appeal DISMISSED.

  
Saitta, J.

  
Hardesty, J.

  
Parraguirre, J.

cc: Hon. Michael Montero, District Judge  
Kyle B. Swanson  
Attorney General/Carson City  
Humboldt County District Attorney  
Humboldt County Clerk  
Sander Arp Hewitt