

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT L. BUTTERFIELD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59488

FILED

APR 11 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Malone*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order denying a motion for default judgment and pre-filing injunction based upon a determination that appellant is a vexatious litigant. Eighth Judicial District Court, Clark County; Michael Villani, Judge.

We are concerned about whether the vexatious litigant determination was proper in a criminal case or within the scope of Jordan v. State, Department of Motor Vehicles, 121 Nev. 44, 110 P.3d 30 (2005), overruled on other grounds by Buzz Stew, LLC v. City of North Las Vegas, 124 Nev. 224, 181 P.3d 670 (2008). However, because no statute or court rule permits an appeal from an order denying the aforementioned motion and injunction filed in a criminal case, we lack jurisdiction. Castillo v.

State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we

ORDER this appeal DISMISSED.¹

Cherry, J.
Cherry

Pickering, J.
Pickering

Hardesty, J.
Hardesty

cc: Hon. Michael Villani, District Judge
Robert L. Butterfield
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

¹We have considered the documents submitted in this matter, and we conclude that no relief is warranted for the reason set forth above.