

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES ANTHONY DAVIS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 61316

FILED

SEP 14 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY: *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order denying a petition requesting genetic marker testing. Eighth Judicial District Court, Clark County; David B. Barker, Judge.

Because no statute or court rule permits an appeal from an order denying a petition requesting genetic marker testing, we lack jurisdiction.<sup>1</sup> Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we

ORDER this appeal DISMISSED.

*[Signature: Douglas]*, J.  
Douglas

*[Signature: Gibbons]*, J.  
Gibbons

*[Signature: Parraguirre]*, J.  
Parraguirre

<sup>1</sup>NRS 176.0918 does not include an express grant of authority to appeal, and no such grant of authority appears in any other statute (such as NRS 177.015, which provides the statutory authority for most appeals in criminal proceedings).

cc: Hon. David B. Barker, District Judge  
James Anthony Davis  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk