IN THE SUPREME COURT OF THE STATE OF NEVADA

JERRY LYNN HAWKINS, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 61828

FILED

NOV 2 0 2012

ORDER DISMISSING APPEAL

This is an appeal from a purported district court order dehying a motion to correct a presentence report. Eighth Judicial District Court, Clark County; Jerome T. Tao, Judge.

We lack jurisdiction because no statute or court rule authorizes an independent appeal from such an order and the judgment of conviction has not been entered in the criminal proceedings. <u>See</u> NRS 2.090(1); NRS 177.015; <u>Castillo v. State</u>, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Therefore, we

ORDER this appeal DISMISSED.¹

J Douglas

J.

Parraguirre J.

12-31,8600

Gibbons

¹We note that appellant may challenge the denial of his motion on appeal from the judgment of conviction. <u>See</u> NRS 177.015(3); NRS 177.045.

In light of this order, no action will be taken on the motion to dismiss filed on November 13, 2012.

SUPREME COURT OF NEVADA cc: Hon. Jerome T. Tao, District Judge Jerry Lynn Hawkins Michael R. Pandullo Attorney General/Carson City Clark County District Attorney Eighth District Court Clerk

Supreme Court of Nevada