

IN THE SUPREME COURT OF THE STATE OF NEVADA

DWAYNE PRESTON ARNDT,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 65189

FILED

JUL 22 2014

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malave
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order denying a motion to modify sentence filed pursuant to NRS 176.033. Second Judicial District Court, Washoe County; Jerome Polaha, Judge.

Because no statute or court rule permits an appeal from an order denying a motion to motion to modify sentence filed pursuant to NRS 176.033, we lack jurisdiction. *Castillo v. State*, 106 Nev. 346, 352, 792, P.2d 1133, 1135 (1990); *Phelps v. State*, 111 Nev. 1021, 1022, 900 P.2d 344, 345 (1995). Accordingly, we

ORDER this appeal DISMISSED.

Pickering, J.
Pickering

Parraguirre, J.
Parraguirre

Saitta, J.
Saitta

cc: Hon. Jerome Polaha, District Judge
Dwayne Preston Arndt
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk