

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 36010

SCOTT WILLIAM BRENDLE, ANTHONY
JOHN MERLINO, AND DARIEN THOMAS
BROCK,

Appellants,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

JUN 15 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order of the district court granting in part and denying in part appellants' motion to dismiss. Our preliminary review of this appeal revealed a potential jurisdictional defect. Specifically, to the extent that appellants are appealing from the part of the district court's order denying their motion to dismiss, no statute or court rule provides for such an appeal. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists. *Castillo v. State*, 106 Nev. 349, 792 P.2d 1133 (1990). To the extent that appellants are appealing from the part of the district court's order granting their motion to dismiss, appellants are not "aggrieved" parties as required by NRS 177.015.

On May 9, 2000, this court ordered counsel for appellants to show cause why this appeal should not be dismissed. On May 31, 2000, counsel for appellants filed a

response, conceding that this appeal is premature.

Accordingly, we

ORDER this appeal dismissed.

<u>Young</u>	J.
Young	
<u>Agosti</u>	J.
Agosti	
<u>Leavitt</u>	J.
Leavitt	

cc: Hon. Michael R. Griffin, District Judge
Attorney General
Storey County District Attorney
Law Offices of Scott N. Freeman
Marc P. Picker
Ohlson & Springgate
Storey County Clerk