

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN PAUL SUTTON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 74641

FILED

JAN 11 2018

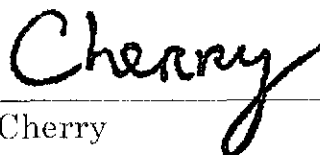
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

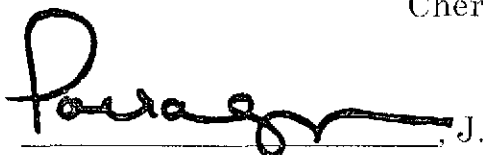
ORDER DISMISSING APPEAL


This is a pro se appeal from an order of the district court denying appellant's pretrial petition for a writ of habeas corpus. Second Judicial District Court, Washoe County; Elliott A. Sattler, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, no appeal lies from an order denying a pretrial petition for a writ of habeas corpus. *Gary v. Sheriff*, 96 Nev. 78, 605 P.2d 212 (1980). The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists. *See Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


Cherry, J.


Parraguirre, J.


Stiglich, J.

cc: Hon. Elliott A. Sattler, District Judge
Brian Paul Sutton
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk