

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM C. ROHWEDER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 36890

FILED

NOV 20 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal in which appellant purports to appeal from orders of the district court denying appellant's motion to request findings of fact and conclusions of law, motion to vacate judgment, and motion to reconsider. Our review of this appeal reveals several jurisdictional defects. First, appellant's notice of appeal was untimely filed. The district court entered orders denying appellant's motions on May 15, 2000, and July 12, 2000. Appellant did not file the notice of appeal, however, until October 16, 2000, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court. *Lozada v. State*, 110 Nev. 349, 871 P.2d 944 (1994). Second, 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). No statute or court rule provides for an appeal from an order of the district court denying a motion to request findings of fact and conclusions of law and motion to reconsider. Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal dismissed.

[Signature] J.
Shearing
[Signature] J.
Agosti
[Signature] J.
Leavitt

cc: Hon. Jeffrey D. Sobel, District Judge
Attorney General
Clark County District Attorney
William C. Rohweder
Clark County Clerk