

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD BANDA, A/K/A TONY  
BANDA,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

No. 78752

**FILED**

JUL 12 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This appeal was initiated by the filing of a pro se notice of appeal. Eighth Judicial District Court, Clark County; William D. Kephart, Judge.

Appellant filed a notice of appeal on May 6, 2019. The notice of appeal fails to identify any decisions of the district court. See NRAP 3(c)(1)(B). To the extent that appellant appeals from the order denying a "motion for an order to grant evidentiary hearing," no statute or court rule provides for an appeal from such an order. *Castillo v. State*, 106 Nev. 349, 792 P.2d 1133 (1990). To the extent that appellant appeals from the order denying a motion to modify sentence entered on January 14, 2019, the notice of appeal was untimely filed. *Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994). Accordingly, this court

ORDERS this appeal DISMISSED.<sup>1</sup>

Pickering, J.  
Pickering

Parraguirre, J.  
Parraguirre

Cadish, J.  
Cadish

<sup>1</sup>Given this order, this court takes no action on the pro se document filed on May 22, 2019.

cc: Hon. William D. Kephart, District Judge  
Richard Banda  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk