

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUAN SILVERIO GARCIA-MEDINA,

No. 37318

Appellant,

FILED

vs.

MAR 23 2001

THE STATE OF NEVADA,

JANETTE M. BLOOM
CLERK OF SUPREME COURT

Respondent.

BY: *J. Richards*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order of the district court denying appellant's pretrial petition for a writ of habeas corpus. Our review of this appeal revealed a potential jurisdictional defect. The right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists.¹ No statute or court rule provides for an appeal from the denial of a pretrial habeas petition.

Accordingly, on February 1, 2001, this court ordered counsel for appellant to show cause why this appeal should not be dismissed. Counsel for appellant has failed to respond to our order. We therefore conclude that we lack jurisdiction to entertain this appeal, and we

ORDER this appeal dismissed.

Shearing

Shearing J.

Agosti

Agosti J.

Rose

Rose J.

¹Castillo v. State, 106 Nev. 349, 792 P.2d 1133 (1990).

cc: Hon. Michael R. Griffin, District Judge
Attorney General
Carson City District Attorney
Robert B. Walker, Jr.
Carson City Clerk