

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSEPH F. NASCIMENTO,

No. 37693

Appellant,

vs.

KATHRINE R. DUMMER, F/K/A
KATHERINE R. NASCIMENTO,

Respondent.

FILED

JUL 09 2001

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

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order denying appellant's motion to disqualify a district judge and an order denying appellant's motion for reconsideration. The right to appeal is statutory; if no statute or court rule provides for an appeal, no right to appeal exists.¹ No statute or rule provides for an appeal from an order denying a motion to disqualify a judge.² Further, an order denying a motion for reconsideration is not appealable.³ Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.⁴

Young, J.
Young

Leavitt, J.
Leavitt

Becker, J.
Becker

¹See Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984); Kokkos v. Tsalikis, 91 Nev. 24, 530 P.2d 756 (1975).

²See NRAP 3A(b)(2); see generally Whitman v. Whitman, 108 Nev. 949, 950 n.1, 840 P.2d 1232, 1232 n.1 (1992).

³See Alvis v. State, Gaming Control Bd., 99 Nev. 184, 660 P.2d 980 (1983).

⁴Although appellant was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from appellant. We note that appellant failed to pay the filing fee mandated by NRS 2.250. This constitutes an independent basis for dismissal of this appeal.

cc: Hon. Gene T. Porter, District Judge
Joseph F. Nascimento
Kathrine R. Dummer
Clark County Clerk