


IN THE COURT OF APPEALS OF THE STATE OF NEVADA

GUSTAVO HERNANDEZ, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 85184-COA

FILED

FEB 14 2023


ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

ORDER DISMISSING APPEAL

Gustavo Hernandez, Jr., appeals from an order of the district court denying a “motion to vacate illegal sentence” filed on June 10, 2022. Eighth Judicial District Court, Clark County; Jacqueline M. Bluth, Judge.

Because no statute or court rule permits an appeal from an order denying a motion to vacate illegal sentence, this court lacks jurisdiction to consider this appeal. *See Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990) (“We have consistently held that the right to appeal is statutory; where no statutory authority to appeal is granted, no right to appeal exists.”). Accordingly, we

ORDER this appeal DISMISSED.


_____, C.J.
Gibbons


_____, J.
Bulla


_____, J.
Westbrook

cc: Hon. Jacqueline M. Bluth, District Judge
Gustavo Hernandez, Jr.
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk