

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN NOWELL,

No. 38023

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

JUL 31 2001

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying appellant's motion for the appointment of counsel for post-conviction proceedings. Our review of this appeal reveals a 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 an order of the district court denying a motion for the appointment of counsel for post-conviction proceedings. Accordingly, we

ORDER this appeal DISMISSED.

Young

Young J.

Leavitt

Leavitt J.

Becker

Becker J.

cc: Hon. John S. McGroarty, District Judge
Attorney General
Clark County District Attorney
Brian Nowell
Clark County Clerk

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