

IN THE SUPREME COURT OF THE STATE OF NEVADA

SENTA S.S. NOVAK,
Appellant,
vs.
GARRY L. NOVAK, JR.,
Respondent.

No. 39161

FILED

FEB 15 2002

ORDER DISMISSING APPEAL

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

This is a proper person appeal from an order referring the parties to mediation for custody issues, and a minute order setting aside a divorce decree.¹ No appeal may be taken from a minute order, and a notice of appeal filed before entry of a written judgment does not confer jurisdiction on this court.² In addition, the right to appeal is statutory; if no statute or court rule provides for an appeal, no right to appeal exists.³ No rule or statute provides for an appeal from an order referring the parties to mediation.⁴ Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.

Young J.
Young
Agosti J.
Agosti
Leavitt J.
Leavitt

¹We note that appellant failed to pay the filing fee required by NRS 2.250(1)(a); this constitutes an independent basis for dismissal.

²See NRAP 4(a)(1); Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

³See 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).

⁴See NRAP 3A(b)(2).

cc: Hon. Cheryl B. Moss, District Judge, Family Court Division
Clark County District Attorney
Clark County District Attorney/Family Support Division
Senta S.S. Novak
Clark County Clerk