

IN THE SUPREME COURT OF THE STATE OF NEVADA

LESLIE LEE TAYLOR,
Appellant,
vs.
BRANDON ASHLEY HOUSTON,
Respondent.

No. 39324

FILED

MAR 25 2002

JANE ITE 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 decision following a prove-up hearing on respondent's motion for a default judgment.¹ The decision clearly states that it announces the district court's intended resolution of the motion, and that it anticipates further action by the court before the decision is to become effective. Accordingly, the decision is not a final judgment.² The right to appeal is statutory; if no statute or court rule provides for an appeal, no right to appeal exists.³ No


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

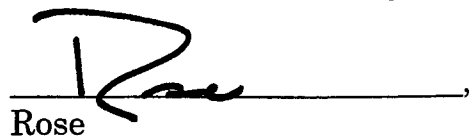
²See Lee v. GNLV Corp., 116 Nev. 424, 996 P.2d 416 (2000); cf. Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987) (noting that an oral announcement is not a final judgment, because the district court retains the power to alter its announced decision; here, the district court clearly indicated that it intended to retain the power to modify its decision before entry of a final judgment).


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).

authority provides for an appeal from a non-final "decision,"⁴ and so we lack jurisdiction over this appeal. Accordingly, we

ORDER this appeal DISMISSED.

 J.
Shearing

 J.
Rose

 J.
Becker

cc: Hon. Mark R. Denton, District Judge
Leslie Lee Taylor
Rands, South, Gardner & Hetey
Clark County Clerk

⁴See NRAP 3A(b) (listing the orders from which an appeal may be taken).