

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHARLES JAMEL WALLACE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39721

FILED

SEP 20 2002

ORDER DISMISSING APPEAL

JANETTE D. FLOON
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

This is a proper person appeal from an order of the district court denying appellant's motion for permission to file a belated habeas corpus petition. 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 denying a motion for permission to file a belated habeas corpus petition. Accordingly, we

ORDER this appeal DISMISSED.

Shearing

Shearing J.

Leavitt

Leavitt J.

Becker

Becker J.

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

cc: Hon. Lee A. Gates, District Judge
Attorney General/Carson City
Clark County District Attorney
Charles Jamel Wallace
Clark County Clerk