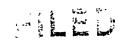
## IN THE SUPREME COURT OF THE STATE OF NEVADA

CHARLES JAMEL WALLACE, Appellant,

vs.

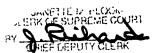
THE STATE OF NEVADA, Respondent.

No. 39721



SEP 2 0 2002

## ORDER DISMISSING APPEAL



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. 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

J.

J.

J.

<sup>1</sup>Castillo 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