

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTOPHER PAUL JERNIGAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39727

FILED

JUL 29 2002

ORDER DISMISSING APPEAL

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

This is an appeal from an order of the district court denying appellant's pretrial petition for a writ of habeas corpus. Our review of this appeal revealed a potential 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 the denial of a pretrial petition for a writ of habeas corpus.

Accordingly, on June 18, 2002, we ordered appellant's counsel to show cause why this appeal should not be dismissed. Counsel has failed to respond to our order. We therefore conclude that we lack jurisdiction to entertain this appeal and we

ORDER this appeal DISMISSED.

Young, J.
Young

Agosti, J.
Agosti

Leavitt, J.
Leavitt

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

cc: Hon. John P. Davis, District Judge
Churchill County Public Defender
Attorney General/Carson City
Mineral County District Attorney
Mineral County Clerk