

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERIC ZESSMAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40071

FILED

OCT 23 2002

ORDER DISMISSING APPEAL

JANET 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 motion to suppress. Our review of this appeal revealed 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 to suppress, although that order may be reviewed on appeal from a judgment of conviction, if one is entered.²

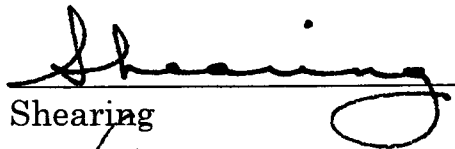
On October 2, 2002, counsel for appellant filed a response to this court's order to show cause. In the response, counsel is unable to cite


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


²NRS 177.045.

any statute or court rule that provides for an appeal from an order denying a motion to suppress. Accordingly, we conclude that we lack jurisdiction to entertain this appeal and we

ORDER this appeal DISMISSED.


_____, J.
Shearing


_____, J.
Leavitt


_____, J.
Becker

cc: Hon. Jeffrey D. Sobel, District Judge
Attorney General/Carson City
Clark County District Attorney
Clark County Public Defender
Clark County Clerk