

IN THE SUPREME COURT OF THE STATE OF NEVADA

JASON M. MARCHESE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40948

FILED

FEB 24 2003

ORDER DISMISSING APPEAL

JANEITE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Ribao*
CHIEF DEPUTY CLERK

On February 12, 2003, appellant Jason M. Marchese filed a proper person notice of appeal from a pretrial order of the district court denying a motion seeking Marchese's release on his own recognizance. 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 rule provides for an appeal from the order from which this appeal is taken. Accordingly, we

ORDER this appeal DISMISSED.

Rose
_____, J.
Rose

Maupin
_____, J.
Maupin

Gibbons
_____, J.
Gibbons

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

cc: Hon. Kathy A. Hardcastle, District Judge
Kocka & Bolton
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk