

IN THE SUPREME COURT OF THE STATE OF NEVADA

JO ANN JACKSON,  
Appellant,  
vs.  
JANET RAFAEL A/K/A JANET  
JACKSON, AND WILSON RAFAEL  
A/K/A WILSON JACKSON, HUSBAND  
AND WIFE,  
Respondents.

No. 41820

FILED

AUG 13 2003

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

ORDER DISMISSING APPEAL

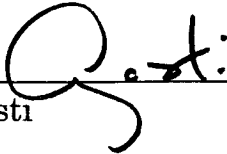
This proper person appeal challenges District Judge Stephen Huffaker's qualification to preside over District Court Case No. A389572. Our review of the documents transmitted under NRAP 3(e) reveals that we lack jurisdiction over this appeal. The right to appeal is governed by statutes and court rules; if no statute or rule authorizes an appeal, then no appeal may be taken.<sup>1</sup> In this case, it appears that appellant is not challenging a formal written order and instead takes issue with Judge Huffaker's refusal to grant her summary judgment. Appellant points out in her notice of appeal that she has filed a disqualification motion, which is still pending in the district court. An appeal may only be taken from a

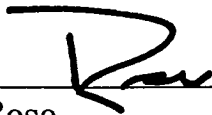
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<sup>1</sup>Taylor Constr. Co. v. Hilton Hotels, 100 Nev. 207, 678 P.2d 1152 (1984); Kokkos v. Tsalikis, 91 Nev. 24, 530 P.2d 756 (1975).

formal written order or judgment of the district court.<sup>2</sup> Consequently, we lack jurisdiction over this appeal and dismiss it.<sup>3</sup>

It is so ORDERED.

  
\_\_\_\_\_; C.J.  
Agosti

  
\_\_\_\_\_; J.  
Rose

  
\_\_\_\_\_; J.  
Maupin

cc: Hon. Stephen L. Huffaker, Senior Judge  
Jo Ann Jackson  
Janet Rafael  
Wilson Rafael  
Clark County Clerk

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<sup>2</sup>See generally NRAP 3A; Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987).

<sup>3</sup>We note that no statute or rule permits an appeal from an order denying a disqualification motion.