

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT MEDINA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 41999

FILED

OCT 27 2003


ORDER DISMISSING APPEAL

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

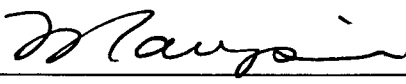
This is an appeal from an order of the district court denying a pre-trial petition for a writ of habeas corpus. This court's review of this appeal revealed a jurisdictional defect. Specifically, the right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists.¹ No statute or court rule provides for an appeal from an order denying a pre-trial habeas petition.

On September 15, 2003, this court ordered appellant's counsel to show cause why this appeal should not be dismissed. Counsel has failed to respond to this court's order. We conclude that we lack jurisdiction to entertain this appeal, and we

ORDER this appeal DISMISSED.


_____, J.
Rose


_____, J.
Leavitt


_____, J.
Maupin

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

cc: Hon. Donald M. Mosley, District Judge
Clark County Public Defender
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk