

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE  
GUARDIANSHIP OF KIMBERLY  
HAYS.

ROBERT A. HAYS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 42661

FILED

MAR 12 2004

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

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order denying appellant's motion for production of transcripts. The right to appeal is statutory; if no statute or court rule provides for an appeal, no right to appeal exists.<sup>1</sup> No statute or rule provides for an appeal from an order denying the production of transcripts. Accordingly, as we lack jurisdiction, we

ORDER this appeal DISMISSED.<sup>2</sup>

*Shearing*, C.J.  
Shearing

*Rose*, J.  
Rose

*Maupin*, J.  
Maupin

<sup>1</sup>See 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).

<sup>2</sup>Although appellant was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from him. Appellant's motion to this court for in forma pauperis status does not comply with NRAP 24, which requires an application to the district court first. We note that appellant's failure to pay the filing fee constitutes an independent basis for dismissing this appeal.

cc: Hon. Robert W. Lueck, District Judge, Family Court Division  
Robert A. Hays  
Clark County District Attorney David J. Roger  
Clark County Clerk