

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSEPH TORRES, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43362

FILED

JUN 25 2004

ORDER DISMISSING APPEAL

[Signature]
DEPUTY CLERK

This is a proper person appeal from a judgment of conviction. Second Judicial District Court, Washoe County; Jerome Polaha, Judge.

This court's review of this appeal reveals a jurisdictional defect. The district court entered the judgment of conviction on April 1, 2004. Appellant did not file the notice of appeal, however, until May 24, 2004, after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court.¹ Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

[Signature: Becker]
_____, J.
Becker

[Signature: Agosti]
_____, J.
Agosti

[Signature: Gibbons]
_____, J.
Gibbons

¹See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994).

cc: Hon. Jerome Polaha, District Judge
Joseph Torres Jr.
Attorney General Brian Sandoval/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk