

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWIN HICKLES A/K/A EDWIN
PATRICK HICKLES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43568

FILED

JUL 23 2004

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

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of burglary. Eighth Judicial District Court, Clark County; Valorie Vega, Judge. The district court adjudicated appellant a habitual criminal, and sentenced appellant to a prison term of 60 to 240 months.


This court's preliminary review of this appeal reveals that the district court entered the judgment of conviction on April 12, 2004, and entered an amended judgment of conviction on May 25, 2004. Appellant did not file the notice of appeal, however, until July 2, 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


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

Accordingly, we conclude that we lack jurisdiction to consider this appeal,
and we

ORDER this appeal DISMISSED.


_____, J.
Becker


_____, J.
Agosti


_____, J.
Gibbons

cc: Hon. Valorie Vega, District Judge
Clark County Public Defender Philip J. Kohn
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk