

IN THE SUPREME COURT OF THE STATE OF NEVADA

ARMANDO SANCHEZ-NEVAREZ A/K/A
ARMANDO SANCHEZ NEVAREZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43711

FILED

SEP 01 2004

ORDER DISMISSING APPEAL

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

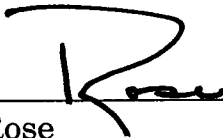
This is a proper person appeal from an order of the district court denying a motion for sentence modification. Eighth Judicial District Court, Clark County; Jennifer Togliatti, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the written order denying the motion on June 4, 2004. Appellant did not file the notice of appeal, however, until July 29, 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


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

that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


_____, J.
Rose


_____, J.
Maupin


_____, J.
Douglas

cc: Hon. Jennifer Togliatti, District Judge
Armando Sanchez-Nevarez
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk