

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSE A. SALAZAR,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 44060

FILED

NOV 04 2004

ORDER DISMISSING APPEAL

JANETIE M. BLOOM
CLERK OF SUPREME COURT
BY J. P. [Signature]
CHIEF DEPUTY CLERK

This is a proper person appeal from a judgment of conviction. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on August 12, 2004. Appellant did not file the notice of appeal, however, until October 4, 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.

Becker _____, J.
Becker

Agosti _____, J.
Agosti

Gibbons _____, J.
Gibbons

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

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