

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEVIN FOX,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 44723

FILED

MAR 22 2005

ORDER DISMISSING APPEAL

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
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 December 11, 2002. Appellant did not file the notice of appeal, however, until February 14, 2005, well 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.<sup>1</sup> Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

*Rose*  
\_\_\_\_\_, J.  
Rose

*Gibbons*  
\_\_\_\_\_, J.  
Gibbons

*Hardesty*  
\_\_\_\_\_, J.  
Hardesty

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

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