

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES T. BENNETT,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 45298

**FILED**

JUN 13 2005

ORDER DISMISSING APPEAL

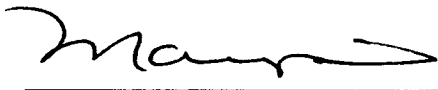
W. L. HUNTER  
CLERK OF SUPREME COURT  
DEPUTY CLERK

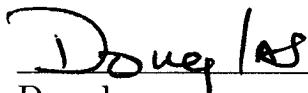
This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of robbery, one count of grand larceny auto, and one count of attempted sexual assault. Eighth Judicial District Court, Clark County; Valorie Vega, Judge.

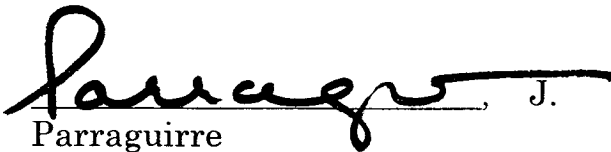
This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on September 10, 2003. Appellant did not file the notice of appeal, however, until May 19, 2005, well after the expiration of the thirty-day appeal period 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.

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. Valorie Vega, District Judge  
James T. Bennett  
Mueller & Associates  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

---

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