

IN THE SUPREME COURT OF THE STATE OF NEVADA

SOMSANAK N. MAOKHAMPHIOU,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45866

FILED

OCT 05 2005

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 to correct an illegal sentence. 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 a written order denying appellant's motion on June 7, 2005. Appellant did not file the notice of appeal, however, until August 25, 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.¹ Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

Douglas
_____, J.
Douglas

Rose
_____, J.
Rose

Parraguirre
_____, J.
Parraguirre

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

cc: Hon. Jennifer Togliatti, District Judge
Somsanak N. Maokhamphiou
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk