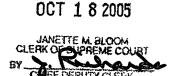
IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD ALLEN CAPRI, Appellant, vs. THE STATE OF NEVADA, Respondent.

ORDER DISMISSING APPEAL



FILED

No. 45965

This is a proper person appeal from an order of the district court denying a petition for injunctive relief. Eighth Judicial District Court, Clark County; Sally L. Loehrer, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, the district court entered its order denying appellant's petition on July 21, 2005. The district court served notice of entry of that order on appellant on July 22, 2005. Appellant did not file the notice of appeal, however, until September 14, 2005, well after the expiration of appeal period. 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.

Maup J. Mauoi J. Gibbons

J. Hardesty

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

SUPREME COURT OF NEVADA

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cc: Hon. Sally L. Loehrer, District Judge Richard Allen Capri Attorney General Brian Sandoval/Carson City Clark County District Attorney David J. Roger Clark County Clerk

SUPREME COURT OF NEVADA

(O) 1947A