

IN THE SUPREME COURT OF THE STATE OF NEVADA

GEORGE E. CLARK,  
Appellant,  
vs.  
WENDY J. CLARK,  
Respondent.

No. 46000

**FILED**

NOV 16 2005

JANEITE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a July 27, 2005 district court divorce decree. Second Judicial District Court, Washoe County; David A. Hardy, Judge.

A notice of appeal must be filed no later than thirty days after written notice of the appealed order's entry is served.<sup>1</sup> Three days are added to this period if service is by mail.<sup>2</sup>

In this case, respondent served the district court order's notice of entry by mail on July 28, 2005. Therefore, appellant's September 21, 2005 notice of appeal was filed outside of the thirty-three-day time frame.

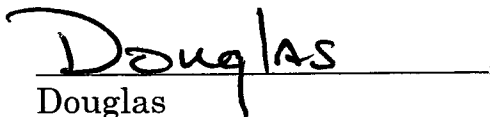
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<sup>1</sup>NRAP 4(a).

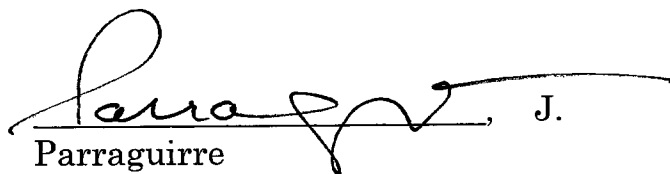
<sup>2</sup>NRAP 26(c).

Because an untimely notice of appeal fails to vest jurisdiction in this court,<sup>3</sup> we

ORDER this appeal DISMISSED.<sup>4</sup>

 J.  
Douglas

 J.  
Rose

 J.  
Parraguirre

cc: Hon. David A. Hardy, District Judge  
George E. Clark  
Washoe Legal Services  
Washoe District Court Clerk

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<sup>3</sup>Rust v. Clark Cty. School District, 103 Nev. 686, 688, 747 P.2d 1380, 1382 (1987).

<sup>4</sup>In light of this order, appellant's request for transcripts is denied as moot.