

IN THE SUPREME COURT OF THE STATE OF NEVADA

DARYL LAWRENCE NOVAK,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 46351

FILED

JAN 24 2006

ORDER DISMISSING APPEAL

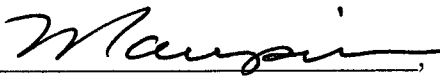
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

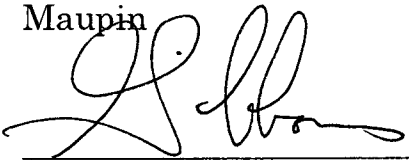
This is an appeal from an order of the district court revoking appellant's probation. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the amended judgment of conviction revoking probation on September 20, 2005. Appellant did not file the notice of appeal, however, until November 23, 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.


_____, J.
Maupin


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Donald M. Mosley, District Judge
Clark County Public Defender Philip J. Kohn
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk
Daryl Lawrence Novak

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