

IN THE SUPREME COURT OF THE STATE OF NEVADA

BOBBIE JACK DAVENPORT,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 46585

FILED

APR 07 2006

ORDER DISMISSING APPEAL

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

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of child abuse and neglect. Eighth Judicial District Court, Clark County; Joseph T. Bonaventure, Judge.

This court's preliminary review of this appeal revealed a jurisdictional defect. Specifically, the district court entered the judgment of conviction on December 9, 2005. Appellant did not file the notice of appeal, however, until January 10, 2006, 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, on February 17, 2006, this court ordered appellant's counsel to show cause why this appeal should not be dismissed. On March 13, 2006, counsel filed a response to this court's order. In the

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


response, counsel concedes that the notice of appeal was filed one day late.

We conclude that we lack jurisdiction to entertain this appeal and we

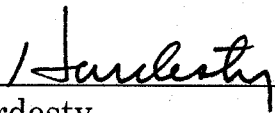
ORDER this appeal DISMISSED.


_____ J.

Maupin


_____ J.

Gibbons


_____ J.

Hardesty

cc: Hon. Joseph T. Bonaventure, District Judge
Robert L. Langford & Associates
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk