

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID EDWARD CORTNER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 46747

FILED

MAR 07 2006

ORDER DISMISSING APPEAL

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

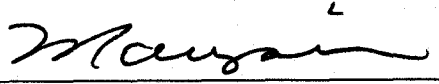
This is an appeal from a judgment of conviction, pursuant to a guilty plea. Second Judicial District Court, Washoe County; Jerome Polaha, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on December 8, 2005. Appellant did not file the notice of appeal, however, until January 31, 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, we conclude that we

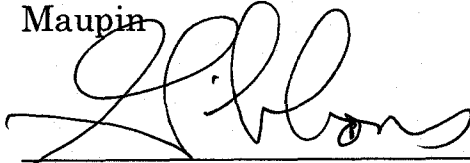
¹See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994).

lack jurisdiction to consider this appeal, and we

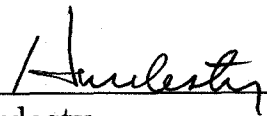
ORDER this appeal DISMISSED.



Maupin J.



Gibbons J.



Hardesty J.

cc: Hon. Jerome Polaha, District Judge
Neil E.M. Grad
Attorney General George Chanos/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk
David Cortner