

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,
Appellant,
vs.
DANIEL LOUIS EDMONDS,
Respondent.

No. 46950

FILED

APR 24 2006

ORDER DISMISSING APPEAL

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY J. R. [Signature]
CHIEF DEPUTY CLERK

This is an appeal from an order of the district court granting respondent's motion to suppress evidence. First Judicial District Court, Carson City; William A. Maddox, Judge.

NRS 177.015(2) requires that the State file a notice of appeal in the district court within 2 judicial days of the district court's ruling. Additionally, the State must file a separate notice of appeal in this court within five 5 days after the ruling by the district court.¹

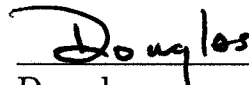
This court's preliminary review of this appeal revealed a jurisdictional defect. Specifically, the State filed a timely notice of appeal in the district court, but a separate notice of appeal was not filed in this court. Accordingly, on March 31, 2006, this court ordered the State to show cause why this appeal should not be dismissed for lack of jurisdiction.

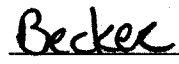
On April 4, 2006, the State filed a separate notice of appeal in this court. That notice of appeal, however, is untimely because the district court granted the motion to suppress on March 14, 2006. On April 13,


¹NRS 177.015(2); see also, State v. Loyle, 101 Nev. 65, 66, 692 P.2d 516, 517 (1985).

2006, the State filed a response to the order to show cause. In the response, the State concedes that this court lacks jurisdiction to entertain this appeal. Accordingly, we

ORDER this appeal DISMISSED.


_____, J.
Douglas


_____, J.
Becker


_____, J.
Parraguirre

cc: Hon. William A. Maddox, District Judge
Attorney General George Chanos/Carson City
Carson City District Attorney
Robert B. Walker
Carson City Clerk