

IN THE SUPREME COURT OF THE STATE OF NEVADA

LUIS MANUEL VITAL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 47204

FILED

MAY 24 2006

ORDER DISMISSING APPEAL

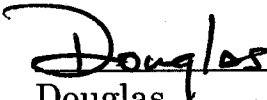
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Siback*
CHIEF DEPUTY CLERK


This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of battery with a deadly weapon causing substantial bodily harm. Second Judicial District Court, Washoe County; Steven P. Elliott, Judge.

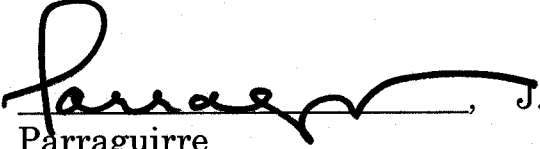
This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on March 16, 2006. Appellant did not file the notice of appeal, however, until April 26, 2006, after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails

to vest jurisdiction in this court.¹ Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

 _____, J.
Douglas

 _____, J.
Becker

 _____, J.
Parraguirre

cc: Hon. Steven P. Elliott, District Judge
Roberto Puentes
Luis Manuel Vital
Attorney General George Chanos/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk

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