

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES JEFFERSON KENNER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 47855

FILED

SEP 12 2006

ORDER DISMISSING APPEAL

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


This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of third-offense driving under the influence. Second Judicial District Court, Washoe County; Jerome Polaha, Judge.

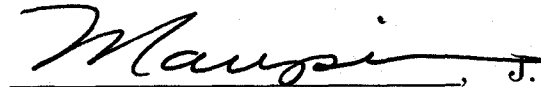
This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on March 7, 2006. Appellant did not file the notice of appeal, however, until August 14, 2006, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court.¹ Accordingly, we conclude that we lack

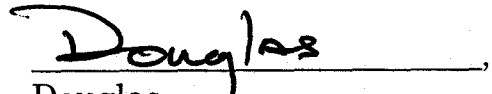
¹See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994).

jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


Gibbons J.


Maupin J.


Douglas J.

cc: Hon. Jerome Polaha, District Judge
Washoe County Public Defender
Attorney General George Chanos/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk
James Jefferson Kenner