

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE PARENTAL
RIGHTS AS TO T. M.

No. 48103


CLYDE M.,
Appellant,

vs.

THE STATE OF NEVADA, DIVISION
OF CHILD AND FAMILY SERVICES,
DEPARTMENT OF HEALTH AND
HUMAN RESOURCES,
Respondent.

FILED

FEB 08 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL


This is a proper person appeal from a district court order terminating parental rights. Fifth Judicial District Court, Nye County; Robert W. Lane, Judge.

Notice of entry of the district court's August 14, 2006 order was served on appellant by respondent's counsel via U.S. mail on August 18, 2006. Because service of the notice of entry was by mail, appellant had 33 days from the date of service to file his notice of appeal.¹ Appellant's notice of appeal was therefore due to be filed in the district court on or before September 20, 2006. Appellant filed his notice of appeal on September 21, 2006, one day after the 33 day period for filing his notice of

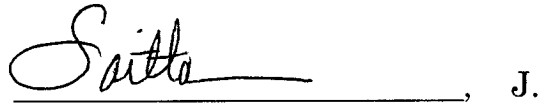
¹See NRAP 4(a)(1); NRAP 26(c).

appeal had run. Since appellant's notice of appeal was untimely filed, we lack jurisdiction to consider this appeal.² Accordingly, we

ORDER this appeal DISMISSED.³


Parraguirre J.


Hardesty J.


Saitta J.

cc: Hon. Robert W. Lane, District Judge
Clyde Means
Attorney General Catherine Cortez Masto/Carson City
Nye County Clerk

²See Healy v. Volkswagenwerk, 103 Nev. 329, 741 P.2d 432 (1987) (noting that an untimely notice of appeal fails to vest jurisdiction in this court).

³In light of this order, the requested transcripts need not be prepared.