

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEAN MITCHELL A/K/A SEAN
LAMONT MITCHELL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 48838

FILED

MAR 02 2007

ORDER DISMISSING APPEAL

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

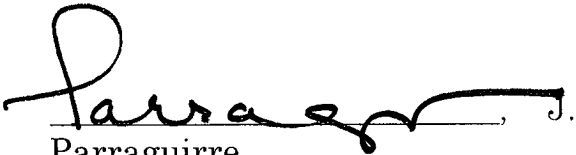
This is an appeal from an order of the district court denying appellant's motion to correct an illegal sentence. Second Judicial District Court, Washoe County; Connie J. Steinheimer, Judge.

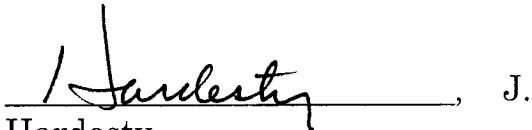
This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the order denying the motion on August 3, 2006. Appellant did not file the notice of appeal, however, until January 25, 2007, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court.¹ Accordingly, we conclude


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

that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


Parraguirre, J.


Hardesty, J.


Saitta, J.

cc: Hon. Connie J. Steinheimer, District Judge
Sean Mitchell
Attorney General Catherine Cortez Masto/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk