

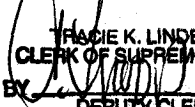
IN THE SUPREME COURT OF THE STATE OF NEVADA

TIMOTHY S. CALLIN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 51080

FILED

MAR 17 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion for sentence modification. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

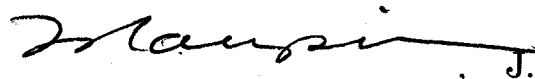
This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the order denying the motion on November 29, 2007. Appellant did not file the notice of appeal, however, until February 11, 2008, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b).¹ An untimely notice of appeal fails to vest jurisdiction in this court.²

¹See also Edwards v. State, 112 Nev. 704, 918 P.2d 321 (1996).

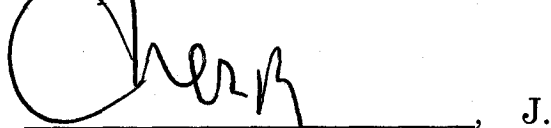
²See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994).

Accordingly, we conclude that we lack jurisdiction to consider this appeal,
and we

ORDER this appeal DISMISSED.



Maupin



Cherry



Saitta

cc: Hon. Donald M. Mosley, District Judge
Timothy S. Callin
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk