

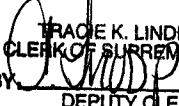
IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN CARLOS SANDERS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 51146

FILED

MAY 08 2008

TRACEE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of burglary. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

The judgment of conviction was filed on December 19, 2007. The notice of appeal was filed in the district court February 22, 2008, well after the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court.¹


Because it appeared that this appeal was untimely filed, this court ordered appellant's counsel to show cause why this appeal should not be dismissed for lack of jurisdiction. Appellant's counsel has responded. Appellant asserts that this appeal should not be dismissed because the notice of appeal was entered within 30 days of the entry of a corrected judgment of conviction that was entered in district court case number CR07-2683. We note, however, that this appeal arises from the judgment of conviction entered in district court case number CR06-2667,

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

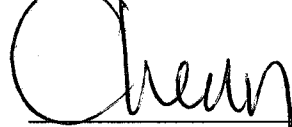
and thus, the entry of a corrected judgment of conviction in district court case number CR07-2683 has no effect on the timeliness of the notice of appeal in this matter.

Having reviewed the documents submitted in this appeal, we conclude that the notice of appeal was untimely filed and we lack jurisdiction to consider the appeal. Accordingly, we

ORDER this appeal DISMISSED.


_____, J.

Maupin


_____, J.

Cherry


_____, J.

Saitta

cc: Hon. Brent T. Adams, District Judge
Michael V. Roth
Attorney General Catherine Cortez Masto/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk
John Carlos Sanders