

IN THE SUPREME COURT OF THE STATE OF NEVADA

PHILLIP MINOR,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 51866

**FILED**

JUL 14 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion to correct an illegal sentence. Eighth Judicial District Court, Clark County; Lee A. Gates, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the order denying the motion to correct on January 23, 2008. Appellant did not file the notice of appeal, however, until June 11, 2008, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b).<sup>1</sup> An untimely notice of appeal fails to vest jurisdiction in this court.<sup>2</sup>

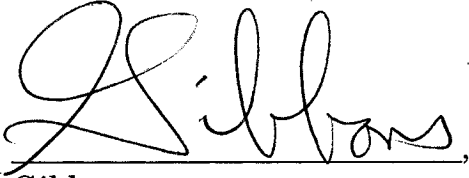
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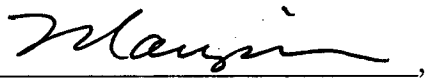
<sup>1</sup>See also Edwards v. State, 112 Nev. 704, 918 P.2d 321 (1996).


<sup>2</sup>See 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.<sup>3</sup>

  
\_\_\_\_\_, C.J.  
Gibbons

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Saitta

cc: Hon. Lee A. Gates, District Judge  
Phillip Minor  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk

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<sup>3</sup>We have considered the proper person documents submitted in this matter, and we conclude that no relief is warranted.