

IN THE SUPREME COURT OF THE STATE OF NEVADA

LAWRENCE JOSEPH SANDOVAL,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 52298

**FILED**

SEP 12 2008

TRACE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

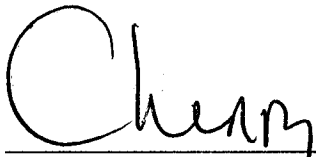
ORDER DISMISSING APPEAL

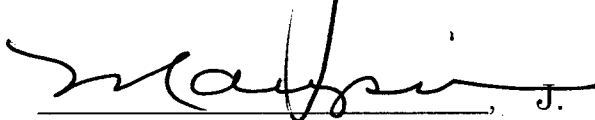
This is a proper person appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.


Our review of this appeal reveals a jurisdictional defect. Specifically, the district court entered its order denying appellant's petition on July 10, 2008. The district court served notice of entry of that order on appellant on July 11, 2008. Appellant did not file the notice of appeal, however, until August 25, 2008, after the expiration of the thirty-day appeal period prescribed by NRS 34.575. "[A]n untimely notice of

appeal fails to vest jurisdiction in this court.”<sup>1</sup> Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Cherry

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

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

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

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<sup>1</sup>Lozada v. State, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994).