

IN THE SUPREME COURT OF THE STATE OF NEVADA

ELIZANDRO MENDOZA A/K/A
ELISANDRO MENDOZA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 52299

FILED

SEP 15 2008

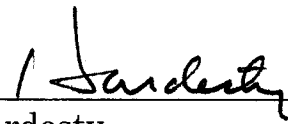
FRANCIE K. LINDEMAN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

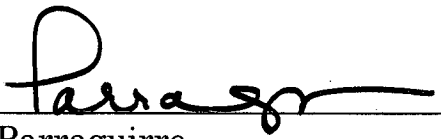
ORDER DISMISSING APPEAL


This is a proper person appeal from a judgment of conviction. Ninth Judicial District Court, Douglas County; David R. Gamble, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on October 23, 2007. Appellant did not file the notice of appeal, however, until August 21, 2008, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). "[A]n untimely notice of appeal fails to vest jurisdiction in this court."¹ Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


_____, J.
Hardesty


_____, J.
Parraguirre


_____, J.
Douglas

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

cc: Hon. David R. Gamble, District Judge
Elizandro Mendoza
Attorney General Catherine Cortez Masto/Carson City
Douglas County District Attorney/Minden
Douglas County Clerk