

IN THE SUPREME COURT OF THE STATE OF NEVADA

JORGE DE LA HOYA,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 52908

**FILED**

FEB 27 2009

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

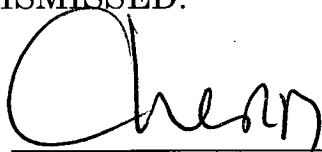
ORDER DISMISSING APPEAL


This is an appeal from an order revoking probation and an amended judgment of conviction. Eighth Judicial District Court, Clark County; Valorie Vega, Judge.

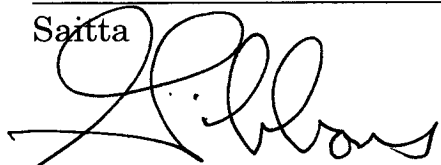
Our review of this appeal reveals a jurisdictional defect. The order revoking probation and amended judgment of conviction was entered on January 16, 2008. However, the notice of appeal was not filed until December 11, 2008, well after the expiration of the 30-day appeal period prescribed by NRAP 4(b). “[A]n untimely notice of appeal fails to vest jurisdiction in this court.” Lozada v. State, 110 Nev. 349, 352, 871 P.2d

944, 946 (1994). Accordingly, we conclude that we lack jurisdiction to entertain this appeal, and we

ORDER this appeal DISMISSED.

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

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

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

cc: Hon. Valorie Vega, District Judge  
Jorge De La Hoya  
Clark County Public Defender Philip J. Kohn  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk