

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARQUEZ D. FREEMAN,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 53733

**FILED**

**JUN 09 2009**

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

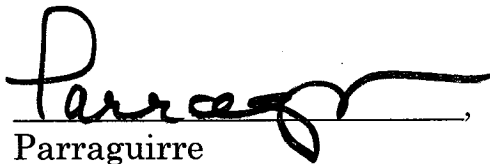
ORDER DISMISSING APPEAL

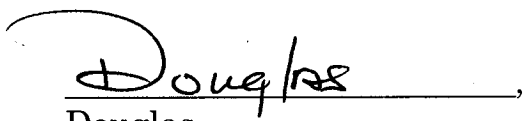
This appeal was initiated by the filing of a proper person notice of appeal. The notice of appeal states that this is an appeal from the “judgment(s) in the above-entitled action(s) entered . . . on or about the 23[rd] day of March, 2009.” Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

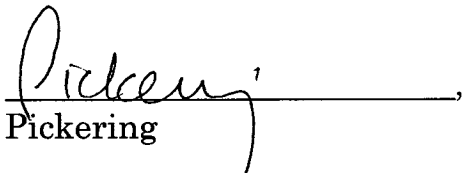
Our review of this appeal reveals a jurisdictional defect. Specifically, it appears that no order or judgment was entered by the district court in this matter on or about March 23, 2009, and it does not appear that any proceedings are currently pending in the district court in this matter. Further, the district court docket and minute entries indicate that the last order entered in this matter was the judgment of conviction, entered on April 15, 2008. The notice of appeal is untimely as to the judgment of conviction. See NRAP 4(b); Lozada v. State, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994) (holding that “an untimely notice of appeal

fails to vest jurisdiction in this court"). Accordingly, we conclude we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Douglas W. Herndon, District Judge  
Marquez D. Freeman  
Law Office of Betsy Allen  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk