

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD G. SHINGLETON,

No. 34892

Appellant,

**FILED**

vs.

NOV 18 1999

THE STATE OF NEVADA,

JANETTE M. BLOOM  
CLERK OF SUPREME COURT

Respondent.

BY *J. Leavitt*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying appellant's motion for an amended judgment of conviction to include jail time credits. Our review of the documents before this court indicates that this appeal is premature. At the time appellant filed the notice of appeal on September 22, 1999, the district court had not ruled on appellant's motion. In fact, the district court docket entries indicate that the state filed an opposition to appellant's motion on October 18, 1999, and appellant filed a response to the opposition on October 28, 1999.

Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we dismiss this appeal without prejudice to appellant's right to pursue a timely appeal from a final, appealable order of the district court.<sup>1</sup>

It is so ORDERED.

<i>Young</i>	_____	J.
Young		
<i>Agosti</i>	_____	J.
Agosti		
<i>Leavitt</i>	_____	J.
Leavitt		

cc: Hon. Donald M. Mosley, District Judge  
Attorney General  
Clark County District Attorney  
Richard G. Shingleton  
Clark County Clerk

<sup>1</sup>Appellant was recently convicted in the district court. The judgment of conviction was entered on August 26, 1999. If appellant intended to appeal from the judgment of conviction, we note that appellant already has an appeal pending from the conviction (Docket No. 34780).