

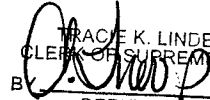
IN THE SUPREME COURT OF THE STATE OF NEVADA

JIMMIE DERELL COOPER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54060

FILED

JUL 13 2009


TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK


ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a motion to correct/modify an illegal sentence. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

On June 24, 2009, appellant filed a notice of appeal from a purported decision of the district court denying a motion to correct/modify an illegal sentence. However, the district court had not made a decision, oral or written, on appellant's motion at the time he filed his notice of appeal. Thus, the notice of appeal was premature, and we lack jurisdiction to consider the appeal. Appellant may file an appeal from a final order of the district court denying his motion. Accordingly, we

ORDER this appeal DISMISSED.

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

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

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

cc: Hon. Elissa F. Cadish, District Judge  
Jimmie Derell Cooper  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk