

IN THE SUPREME COURT OF THE STATE OF NEVADA

GERALD R. KINGMAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 34968

FILED

NOV 17 1999

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Rebane*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from a judgment of conviction. Our review of this appeal indicates that the district court entered the judgment of conviction on July 27, 1999. Appellant did not file the notice of appeal, however, until October 12, 1999, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court. See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994). Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal dismissed.¹

Young _____ J.
Young
Agosti _____ J.
Agosti
Leavitt _____ J.
Leavitt

¹We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.

cc: Hon. Michael E. Fondi, District Judge
Attorney General
Carson City District Attorney
Gerald R. Kingman
Carson City Clerk

DISTRICT COURT MINUTES

CASE NO. 99-00632C TITLE: STATE OF NEVADA VS. GERALD KINGMAN

6/1/99 - DEPT. II - JUDGE FONDI - N. Pieretti, Clerk - S. Zolkowski, Reporter

ARRAIGNMENT

Present: David K. Neidert, Deputy A.G.; Deft. with counsel, Michael V. Roth, Deputy State P.D.

Deft. delivered copy of Information. Roth requested 2 week continuance. Upon no objection by Neidert,

COURT ORDERED: This matter is continued for 2 weeks to June 15, 1999.

CONTINUED TO: 6/15/99 - 9:00 A.M. - Arraignment

6/22/99 - DEPT. II - JUDGE FONDI - N. Pieretti, Clerk - D. Greco, Reporter

ARRAIGNMENT

Present: David K. Neidert, Deputy A.G.; Deft. with counsel, Michael V. Roth, Deputy State P.D.

Deft. previously delivered copy of Information; reading waived. TRUE NAME: GERALD KINGMAN. Deft. entered GUILTY plea to Information. Court canvassed Deft. Court amended Memorandum of Plea Negotiation by interlineation. Court further canvassed Deft. and accepted the plea.

COURT ORDERED: Supplemental PSR and sentencing set for July 27, 1999, at 9:00 A.M.

CONTINUED TO: 7/27/99 - 9:00 A.M. - Sentencing

7/27/99 - DEPT. II - JUDGE FONDI - N. Pieretti, Clerk - S. Zolkowski, Reporter

PROBATION REVOCATION SETTING

Present: David K. Neidert, Deputy Attorney General; Sheryl Eilenfeldt, Parole & Probation Officer; Deft. with counsel, Michael V. Roth, Deputy State P.D. Statements were made by counsel and Deft.

COURT ORDERED: Judgment entered. In addition to the \$25.00 administrative assessment fee Deft. sentenced to 12 to 30 months consecutive to his present sentences and ordered to make restitution in the amount of \$50.00. Deft. remanded to custody.
