

IN THE SUPREME COURT OF THE STATE OF NEVADA

TROY CHASE PEARSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56227

FILED

SEP 09 2010

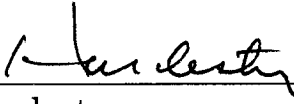
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

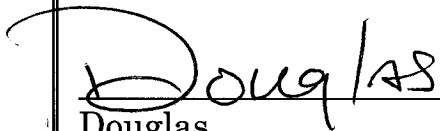
ORDER DISMISSING APPEAL


This is an appeal from a second amended judgment of conviction. Seventh Judicial District Court, Lincoln County; Steve L. Dobrescu, Judge. Because the second amended judgment of conviction did not substantively revise the first amended judgment of conviction, appellant is not an aggrieved party. To the extent appellant requests this court to construe this as an appeal from the first amended judgment of conviction, the notice of appeal was not timely filed. See NRAP 4(b). Finally, to the extent appellant argues that he should be entitled to a direct appeal pursuant to NRAP 4(c), we note that an appeal deprivation claim must be raised in the district court in the first instance. See NRAP

4(c)(1). We lack jurisdiction to consider this appeal, NRS 177.015 (only an aggrieved party may appeal), and therefore we

ORDER this appeal DISMISSED.¹


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Steve L. Dobrescu, District Judge
State Public Defender/Carson City
State Public Defender/Ely
Attorney General/Carson City
Lincoln County District Attorney
Lincoln County Clerk
Troy Chase Pearson

¹In light of this order, no action will be taken on appellant's motion to transmit the presentence investigation report.