

IN THE SUPREME COURT OF THE STATE OF NEVADA

PRISCELLA RENITA SAINTAL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56608

FILED

SEP 30 2010

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

ORDER DISMISSING APPEAL

This is a proper person appeal from the judgment of conviction and from a purported order denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Kathy A. Hardcastle, Judge.

To the extent that appellant sought to appeal the judgment of conviction, the notice of appeal was untimely filed. NRAP 4(b). Because an untimely notice of appeal fails to vest jurisdiction in this court, Lozada v. State, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994), we conclude that we lack jurisdiction to consider this portion of the appeal. To the extent that appellant sought to appeal the denial of a post-conviction petition for a writ of habeas corpus, no decision, oral or written, had been made on the petition when appellant filed his appeal on August 11, 2010. Because appellant failed to designate an appealable order, we lack jurisdiction over this portion of the appeal, and we

ORDER this appeal DISMISSED.

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

cc: Hon. Kathy A. Hardcastle, District Judge
The Eighth District Court Clerk
Priscella Renita Saintal
Attorney General/Carson City
Clark County District Attorney