

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOE WINSTON REEKS A/K/A JOSEPH
WINSTON REEKS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56704

FILED

SEP 30 2010

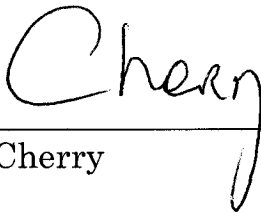
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CLERK OF SUPREME COURT
BY S. Young
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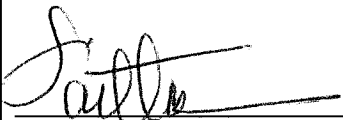
ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion to correct a judgment of conviction. Third Judicial District Court, Churchill County; David A. Huff, Judge. The notice of appeal was filed on August 25, 2010, after the expiration of the 30-day appeal period prescribed by NRAP 4(b). See Edwards v. State, 112 Nev. 704, 709, 918 P.2d 321, 325 (1996) (notice of appeal from order denying motion to correct or modify sentence must be filed within 30 days of entry of the order). To the extent the underlying motion did not seek correction or modification of appellant's sentence, we note that no statute or court rule authorizes an appeal from an order denying a motion to correct a judgment of conviction. We lack jurisdiction to consider this appeal, Lozada v. State, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994); Castillo v. State, 106 Nev. 349, 352, 792

P.2d 1133, 1135 (1990), and therefore we

ORDER this appeal DISMISSED.


_____, J.
Cherry


_____, J.
Saitta


_____, J.
Gibbons

cc: Hon. David A. Huff, District Judge
Churchill Co. Clerk
Richard F. Cornell
Attorney General/Carson City
Churchill County District Attorney