

IN THE SUPREME COURT OF THE STATE OF NEVADA

FELICIA TAYLOR,
Appellant,
vs.
NEVADA STATE UNEMPLOYMENT;
AND ANGELS IN THE MIDST,
Respondents.

No. 57310

FILED

SEP 15 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY Angela
DEPUTY CLERK

ORDER OF AFFIRMANCE

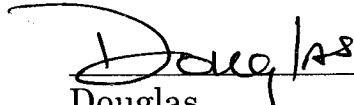
This is a proper person appeal from a district court dismissal of a petition for judicial review in an unemployment administrative action. Eighth Judicial District Court, Clark County; Lee A. Gates, Judge.


Appellant Felicia Taylor filed a claim for unemployment benefits. On February 19, 2010, respondent Nevada State Unemployment (Unemployment Board) mailed its decision affirming a referee's ruling denying Taylor's claim because she was terminated from her employment with respondent Angels in the Midst (Angels) for NRS 612.385 "misconduct" stemming from refusals to perform certain job duties. Thereafter, on April 22, 2010, Taylor petitioned the district court for judicial review. The district court dismissed the petition as untimely, and Taylor has appealed.

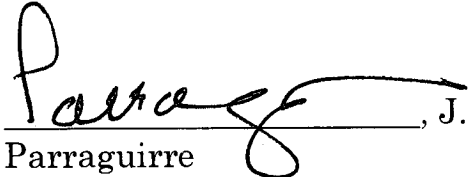
On appeal, Taylor argues that she was wrongfully discharged from her employment and that Angels misled the Unemployment Board during the administrative process. She does not address the reason the district court dismissed her petition—for being untimely. "[T]he time period for filing a petition for judicial review of an administrative decision is mandatory and jurisdictional." Kame v. Employment Security Dep't, 105 Nev. 22, 25, 769 P.2d 66, 68 (1989). NRS 612.530(1) provides a

claimant 11 days to petition for judicial review of a final decision entered by the Unemployment Board. Here, Taylor's April 22 petition was well beyond the statutory deadline to challenge the February 19 decision. Therefore, the district court properly dismissed Taylor's petition for lack of subject matter jurisdiction, and we

ORDER the judgment of the district court AFFIRMED.¹


_____, J.
Douglas


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Lee A. Gates, District Judge
Felicia Taylor
State of Nevada/DETR
Angels in the Midst
Eighth District Court Clerk

¹We admonish Taylor for her failure to file a certificate of service of her notice of appeal on the Unemployment Board, as directed by an April 1, 2011, order entered by this court. Taylor's May 6, 2011, notice of her attempted service on Angels was insufficient as it failed to address service on the Unemployment Board.