

IN THE SUPREME COURT OF THE STATE OF NEVADA

BADRU KAKUNGULU,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 57373

**FILED**

**FEB 18 2011**

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

The notice of appeal was untimely filed. NRAP 4(b); NRS 34.575(1); NRAP 26(c). 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 appeal, and we

ORDER this appeal DISMISSED.

Cherry, J.  
Cherry

Gibbons, J.  
Gibbons

Pickering, J.  
Pickering

cc: Hon. Douglas W. Herndon, District Judge  
Badru Kakungulu  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk