

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 35250

JODY KENNETH THOMPSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

FILED

JAN 19 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This appeal is subject to the provisions of NRAP 3C. Our review of this appeal indicates that the district court entered the judgment of conviction on June 1, 1998. Appellant filed a proper person notice of appeal on November 29, 1999, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court. See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994). Accordingly, we lack jurisdiction to consider this appeal, and we

ORDER this appeal dismissed.

Young _____ J.
Young
Agosti _____ J.
Agosti
Leavitt _____ J.
Leavitt

cc: Hon. John P. Davis, District Judge
Attorney General
Nye County District Attorney
Jody Kenneth Thompson
Nye County Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEAN C. WAYNE AND THUNDERBIRD
HOTEL CORP., A NEVADA
CORPORATION,

No. 34326

Appellants,

vs.

RACHEL SCHRECENGOST; PETER
MEJIA; MARINE TECH, INC., D/B/A
AUTO TECH, A NEVADA CORPORATION;
AND LORI CAREY,

Respondents.

FILED

JAN 19 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Smith*
CHIEF DEPUTY CLERK

O R D E R

On October 18, 1999, the settlement judge filed a report indicating the parties agreed to a settlement of this matter. On November 8, 1999, we directed appellants to file, within thirty days, a stipulation or motion to dismiss this appeal or to otherwise inform this court of the status of this appeal. To date, appellants have not responded to the order. However, on December 17, 1999, respondents moved to dismiss this appeal noting that "the matter has been amicably settled between the parties." Appellants have not opposed or otherwise responded to respondents' motion to dismiss. Accordingly, cause appearing, we grant respondents' unopposed motion and dismiss this appeal.

It is so ORDERED.

Young _____, J.
DeLoach _____, J.
Leavitt _____, J.

cc: Hon. Mark W. Gibbons, District Judge
William C. Turner, Settlement Judge
Pyatt & Sylvestri
Paul W. Vanderwerken
Earley & Savage
Rawlings Olson Cannon Gormley & Desruisseaux
Clark County Clerk