

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT HOLMES, III,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58625

FILED

JUL 08 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Anderson*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a district court order denying a motion for the return of seized property. Eighth Judicial District Court, Clark County; Kathy A. Hardcastle, Judge. We lack jurisdiction to consider this appeal because the notice of appeal was not timely filed, see NRAP 4(b)(1); Edwards v. State, 112 Nev. 704, 709, 918 P.2d 321, 325 (1996), therefore, we

ORDER this appeal DISMISSED.¹

Saitta, J.

Saitta

Hardesty, J.

Hardesty

Parraguirre, J.

Parraguirre

¹Because the record reveals that James J. Ruggeroli did not represent appellant with regard to the motion for the return of seized property, we grant Mr. Ruggeroli's motion to withdraw as counsel for appellant.

cc: Hon. Kathy A. Hardcastle, District Judge
James J. Ruggieri
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk
Robert Holmes, III