

IN THE SUPREME COURT OF THE STATE OF NEVADA

TERRANCE R. LANDRY,
Appellant,
vs.
BRIAN WILLIAMS; AND THE STATE
OF NEVADA,
Respondents.

No. 58626

FILED

AUG 05 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Tracie K. Lindeman*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This appeal was initiated by the filing of a proper person notice of appeal. Eighth Judicial District Court, Clark County; Kathy A. Hardcastle, Judge.

Appellant filed a notice of appeal in the district court on June 2, 2011, stating that he was appealing from an order dismissing a "memorandum in support of (petition for writ of habeas corpus)." Appellant indicated that the ruling was made on May 25, 2011. However, no such ruling was made on May 25, 2011. To the extent that appellant was attempting to appeal the denial of a post-conviction petition for a writ of habeas corpus, 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.

Douglas, C.J.
Douglas

Cherry, J.
Cherry

Pickering, J.
Pickering

cc: Hon. Kathy A. Hardcastle, District Judge
Terrance R. Landry
Attorney General/Las Vegas
Eighth District Court Clerk