

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTHONY K. ANDERSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 60723

FILED

JUN 22 2012


TACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Anderson*
DEPUTY CLERK

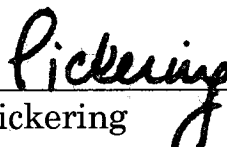
ORDER DISMISSING APPEAL

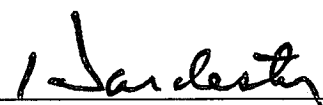
This is an appeal “from the final judgment/from the order” entered in the district court on “April 11, 2012.” Eighth Judicial District Court, Clark County; J. Charles Thompson, Judge. The record reveals that on April 11, 2012, the district court denied a motion for reconsideration. We lack jurisdiction because an order denying a motion for reconsideration is not substantively appealable. See Phelps v. State, 111 Nev. 1021, 900 P.2d 344 (1995). Further, to the extent appellant is attempting to appeal from the judgment of conviction, the appeal was not timely filed. To be timely, appellant would have had to deliver his notice of appeal to a prison official for filing by April 13, 2012. See Kellogg v. Journal Communications, 108 Nev. 474, 477, 835 P.2d 12, 13 (1992). The date stamp on the envelope containing the notice of appeal indicates that

the notice of appeal was not delivered to a prison official for filing until April 17, 2012. Therefore, we

ORDER this appeal DISMISSED.¹

 _____, J.
Saitta

 _____, J.
Pickering

 _____, J.
Hardesty

cc: Chief Judge, Eighth Judicial District Court
Hon. J. Charles Thompson, Senior Judge
Justice Law Center
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk
Anthony K. Anderson

¹In light of this order, no action will be taken on the proper person documents submitted in this appeal.