

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 35754

PATRICK NEVILLE HORTON,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

APR 10 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF 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. Our review of this appeal indicates that the district court entered its order denying appellant's petition on December 28, 1999. The district court served notice of entry of that order on appellant on December 30, 1999. Appellant did not file the notice of appeal, however, until March 3, 2000, after the expiration of the thirty-day appeal period prescribed by NRS 34.575. 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 conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal dismissed.¹

<i>Young</i>	_____	J.
Young		
<i>Agosti</i>	_____	J.
Agosti		
<i>Leavitt</i>	_____	J.
Leavitt		

¹We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.

cc: Hon. James W. Hardesty, District Judge
Attorney General
Washoe County District Attorney
Patrick Neville Horton
Washoe County Clerk