## IN THE SUPREME COURT OF THE STATE OF NEVADA

STEPHEN RAY KERN, JR., Appellant, vs. THE STATE OF NEVADA. Respondent.

No. 63082

## MAY 1 0 2013

FILED

## ORDER DISMISSING APPEAL

This is a proper person appeal from a judgment of conviction. Eighth Judicial District Court, Clark County; David B. Barker, Judge.

The notice of appeal was untimely filed. NRAP 4(b). 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.

J.

Gibbons

Douglas

J. Saitta

SUPREME COURT OF NEVADA

J.

cc:

Hon. David B. Barker, District Judge Stephen Ray Kern, Jr. Attorney General/Carson City Clark County District Attorney Eighth District Court Clerk