

IN THE SUPREME COURT OF THE STATE OF NEVADA

MIGUEL MIRAMONTES RODRIGUEZ  
A/K/A MIGUEL RODRIGUEZ  
MIRAMONTES,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

No. 67244

**FILED**

**MAR 17 2015**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

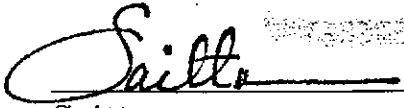
*ORDER DISMISSING APPEAL*


This appeal was initiated by the filing of a pro se appeal from “the judgment of conviction entered . . . on or about the 7<sup>th</sup> day of January, 2015.” Sixth Judicial District Court, Humboldt County; Michael Montero, Judge.

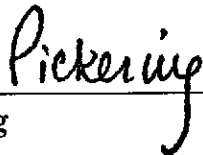
Our initial review of this appeal revealed jurisdiction defects. Specifically, the district court docket and minute entries indicate that no judgment of conviction was entered on or about January 7, 2015, and the notice of appeal filed on January 12, 2015, is untimely filed from the entry of judgment of conviction on January 23, 2014. See NRAP 4(b)(1)(A) (prescribing a 30-day appeal period from the entry-date of the judgment of conviction); *Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994) (“[A]n untimely notice of appeal fails to vest jurisdiction in this court.”). Further, to the extent that appellant appeals from a district court order resolving a post-conviction petition for a writ of habeas corpus, no decision, oral or written, had been made on the petition when appellant filed his appeal. Accordingly, on January 28, 2015, we ordered appellant’s counsel to show cause why this appeal should not be dismissed for lack of jurisdiction.

To date, appellant's counsel has not responded to the order to show cause. Nevertheless, having reviewed the documents filed with the notice of appeal, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

  
Saitta, J.

  
Gibbons, J.

  
Pickering, J.

cc: Hon. Michael Montero, District Judge  
Miguel Miramontes Rodriguez  
Humboldt County Public Defender  
Attorney General/Carson City  
Humboldt County District Attorney  
Humboldt County Clerk