

No. 36397

BARON CHRISTIAN DICKEY,

Appellant,

vs.

ANN DICKEY, A/K/A ANN GIBSON,

Respondent.

FILED

AUG 03 2000

JANEITE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order for the sale of real property and from an order denying reconsideration. Our review of the documents submitted to this court pursuant to NRAP 3(e) reveals a jurisdictional defect.

The order for the sale of real property was entered on April 12, 2000, and notice of entry of the order was served on April 17, 2000. The notice of appeal was filed on July 3, 2000, more than thirty days from service of notice of entry of the order appealed from. See NRAP 4(a)(1). While a timely motion for reconsideration was filed, a motion for reconsideration does not toll the time in which to file a notice of appeal. See NRAP 4(a)(2). An untimely notice of appeal fails to vest jurisdiction in this court. See Rust v. Clark Cty. School District, 103 Nev. 686, 747 P.2d 1380 (1987). Also, the order denying reconsideration is not an appealable order. See Alvis v. State, Gaming Control Bd., 99 Nev. 184, 660 P.2d 980 (1983).

Accordingly, as we lack jurisdiction, we

ORDER this appeal dismissed.

Maupin

Maupin

J.

Shearing

Shearing

J.

Becker

Becker

J.

cc: Hon. Charles M. McGee, District Judge
Jeffrey Friedman
Baron Christian Dickey
Washoe County Clerk