

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICKY L. FOOTE,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 36479

**FILED**

AUG 16 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Rehak*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying appellant's motion to vacate judgment and illegal sentence. Our review of this appeal indicates that the district court entered its order denying appellant's motion on June 14, 2000. Appellant did not file the notice of appeal, however, until July 20, 2000, after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court. See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994); see also Edwards v. State, 112 Nev. 704, 918 P.2d 321 (1996). Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal dismissed.

*Maupin*  
\_\_\_\_\_  
Maupin J.

*Shearing*  
\_\_\_\_\_  
Shearing J.

*Becker*  
\_\_\_\_\_  
Becker J.

cc: Hon. Donald M. Mosley, District Judge  
Attorney General  
Clark County District Attorney  
Ricky L. Foote  
Clark County Clerk