

IN THE SUPREME COURT OF THE STATE OF NEVADA

OSCAR PEREZ-MARQUEZ,  
Appellant,

vs.

THE STATE OF NEVADA; THE STATE  
OF NEVADA DEPARTMENT OF  
CORRECTIONS; JAMES DZURENDA;  
AND BRIAN E. WILLIAMS, SR.,  
Respondents.

No. 73417

**FILED**

JUL 31 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is a pro se appeal from a district court order denying a postconviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Linda Marie Bell, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, the district court entered its order denying appellant's petition on March 7, 2017. The district court served notice of entry of that order on appellant on March 13, 2017. Appellant did not file the notice of appeal, however, until June 28, 2017, well after the expiration of the thirty-day appeal period prescribed by NRS 34.575. "[A]n untimely notice of appeal fails to vest jurisdiction in this court." *Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994). Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

Douglas, J.  
Douglas

Gibbons, J.  
Gibbons

Pickering, J.  
Pickering

cc: Hon. Linda Marie Bell, District Judge  
Oscar Perez-Marquez  
Attorney General/Carson City  
Attorney General/Las Vegas  
Eighth District Court Clerk