

IN THE SUPREME COURT OF THE STATE OF NEVADA

DANIEL ANTHONY MORENO, JR.,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 75104

FILED

MAR 06 2018

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

ORDER DISMISSING APPEAL

This is a pro se appeal from a second amended judgment of conviction. Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the second amended judgment of conviction on August 4, 2017. Appellant did not file the notice of appeal, however, until February 8, 2018, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). “[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.

Pickering, J.  
Pickering

Gibbons J.  
Gibbons

Hardesty, J.  
Hardesty

cc: Hon. Michelle Leavitt, District Judge  
Daniel Anthony Moreno, Jr.  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk