IN THE SUPREME COURT OF THE STATE OF NEVADA

BRANDON MOORE-MONTGOMERY, Appellant, vs. PERRY RUSSELL, WARDEN, Respondent. No. 76421

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FILED

AUG 0 3 2018

ELIZABETH A. BROWN

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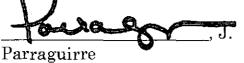
ORDER DISMISSING APPEAL

This is a pro se appeal from a district court order denying a petition for writ of habeas corpus. First Judicial District Court, Carson City; James Todd Russell, Judge.

This court's preliminary review of this appeal reveals a jurisdictional defect. Specifically, the district court mailed written notice of entry of the order denying the petition for writ of habeas corpus on April 30, 2018. Appellant did not file the notice of appeal, however, until July 12, 2018, well after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). See 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.

Cherry



J.

Stiglich

SUPREME COURT OF NEVADA cc: Hon. James Todd Russell, District Judge Brandon Moore-Montgomery Attorney General/Carson City Carson City Clerk

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SUPREME COURT OF NEVADA