

IN THE SUPREME COURT OF THE STATE OF NEVADA

DONOVAN CHARLES STONER,
Appellant,
vs.
JACK PALMER, WARDEN,
Respondent.

No. 76702

FILED

SEP 14 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This appeal was initiated by the filing of a pro se notice of appeal. Second Judicial District Court, Washoe County; Elliott A. Sattler, Judge.

Appellant filed a notice of appeal on August 13, 2018. The notice of appeal fails to designate the specific judgment or order being challenged on appeal. See NRAP 3(c)(1)(B). To the extent that appellant's appeal is in regard to the order dismissing a postconviction petition for a writ of habeas corpus entered on August 24, 2017, the notice of appeal was untimely filed.¹ See NRS 34.575; NRAP 4(b); NRAP 26(a); NRAP 26(c). "[A]n untimely notice of appeal fails to vest jurisdiction in this court."

¹Appellant filed a timely appeal from this order, and the Court of Appeals affirmed the order of the district court. See *Stoner v. Warden*, Docket No. 74088 (Order of Affirmance, July 31, 2018). A second duplicate appeal may not be pursued.

