

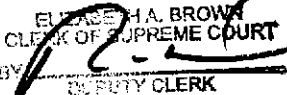
IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL STEWART,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 77452

FILED

DEC 14 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

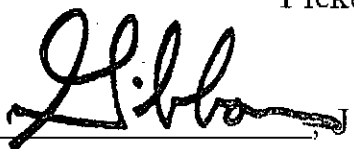
ORDER DISMISSING APPEAL

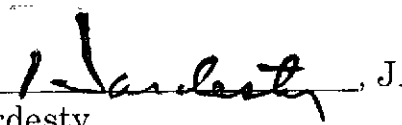
This is a pro se appeal from a purported district court order denying a postconviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Jerry A. Wiese, Judge.

This court's review of this appeal reveals a jurisdictional defect. The documents before this court indicate that a petition has not been filed in district court case number C-17-325901-1, the case number designated in this appeal. To the extent that appellant appeals from the judgment of conviction entered on January 4, 2018, the notice of appeal was untimely filed. "[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

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. Jerry A. Wiese, District Judge  
Michael Stewart  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk