

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JIHAD ANTHONY ZOGHEIB,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 72336

FILED

OCT 12 2017

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

ORDER DISMISSING APPEAL

Jihad Anthony Zogheib appeals from a district court order regarding his November 22, 2016, “motion to correct or vacate illegal sentence or judgments of conviction[] pursuant to Nevada Revised Statute 176.555.” Eighth Judicial District Court, Clark County; Kerry Louise Earley, Judge.

The district court order removed Zogheib’s motion from the calendar for lack of jurisdiction to consider the motion. At the time, Zogheib’s direct appeal was pending before this court. *See Zogheib v. State*, Docket No. 70144 (Order of Affirmance, February 23, 2017). The district court’s order neither addressed Zogheib’s claims on the merits nor disposed of the motion and was thus not a final order. Accordingly, we

lack jurisdiction to entertain this appeal, see NRS 177.015(3), and we

ORDER this appeal DISMISSED.¹


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. Kerry Louise Earley, District Judge
Jihad Anthony Zogheib
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

¹Because we lack jurisdiction to consider this appeal, we take no action on any documents filed in this matter.

We take judicial notice that the remittitur has issued in Docket No. 70144, and the district court now has jurisdiction to consider Zogheib's motion.