

IN THE SUPREME COURT OF THE STATE OF NEVADA

BENJAMIN BLACKSMITH,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 71174

**FILED**

OCT 20 2016

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

*ORDER DISMISSING APPEAL*

This is an appeal from an amended judgment of conviction. Eighth Judicial District Court, Clark County; Stefany Miley, Judge.

The notice of appeal was untimely filed. NRAP 4(b); NRAP 26(a); NRAP 26(c). Because an untimely notice of appeal fails to vest jurisdiction in this court, *Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994), we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.

Cherry, J.  
Cherry

Douglas, J.  
Douglas

Gibbons, J.  
Gibbons

cc: Hon. Stefany Miley, District Judge  
Benjamin Blacksmith  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk