

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDUARDO MARQUEZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 73482

FILED

SEP 25 2017

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

ORDER DISMISSING APPEAL

This is a pro se appeal from an amended judgment of conviction. Eighth Judicial District Court, Clark County; William D. Kephart, Judge.

Our review of this appeal reveals a jurisdictional defect. Specifically, it appears that appellant is not aggrieved by the amended judgment of conviction. See NRS 177.015 (only an aggrieved party may appeal). To the extent that appellant appeals from the order denying a postconviction petition for a writ of habeas corpus, the notice of appeal was untimely filed. NRAP 4(b); NRS 34.575(1); NRAP 26(a); NRAP 26(c). “[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.

Hardesty, J.
Hardesty

Parraguirre
Parraguirre

Stiglich, J.
Stiglich

cc: Hon. William D. Kephart, District Judge
Eduardo Marquez
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk