

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID GABRIEL ACEVEDO,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 73225

FILED

JUN 28 2017

BRUNETTA BROWN  
CLERK OF THE SUPREME COURT  
BY: *M Wilcox*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from a "district court order granting or denying motion for house arrest." Eighth Judicial District Court, Clark County; Michael Villani, Judge.

Our review of this appeal reveals jurisdictional defects. Specifically, no statute or court rule provides for an appeal from a district court order granting or denying a motion for house arrest. *Castillo v. State*, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990) (right to appeal is statutory; where no statute or court rule provides for an appeal, no right to appeal exists). Further, review of the district court minutes and docket entries indicate that no such order was entered. To the extent that appellant appeals from the judgment of conviction, the notice of appeal was untimely filed. NRAP 4(b); NRAP 26(a); NRAP 36(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

ORDER this appeal DISMISSED.

*Douglas*, J.  
Douglas

*Gibbons* J.  
Gibbons

*Pickering*, J.  
Pickering

cc: Hon. Michael Villani, District Judge  
David Gabriel Acevedo  
Clark County Public Defender  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk