

IN THE SUPREME COURT OF THE STATE OF NEVADA

BOYLON NESBY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 37762

FILED

JUL 18 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

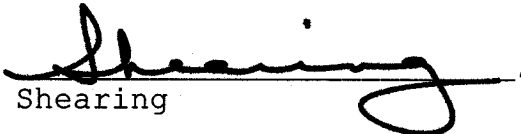
This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of possession of stolen property. Our review of this appeal indicated that the district court entered the judgment of conviction on February 27, 2001. Appellant did not file the notice of appeal, however, until April 19, 2001, after the expiration of the thirty-day appeal period prescribed by NRAP 4(b). An untimely notice of appeal fails to vest jurisdiction in this court.¹ Accordingly, on May 22, 2001, this court ordered counsel for appellant to show cause why this appeal should not be dismissed for lack of jurisdiction.

On July 2, 2001, counsel for appellant filed a response to this court's order. In the response, counsel for appellant concedes that the notice of appeal was not timely

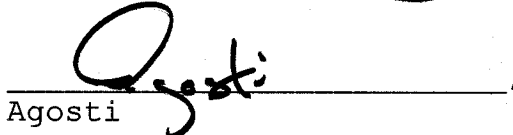
¹See Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994).

filed. We therefore conclude that we lack jurisdiction to entertain this appeal, and we

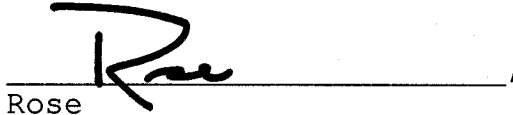
ORDER this appeal DISMISSED.



Shearing J.



Agosti J.



Rose J.

cc: Hon. Steven P. Elliott, District Judge
Attorney General
Washoe County District Attorney
Washoe County Public Defender
Washoe County Clerk