

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERIC D. OLIVER,
Appellant,
vs.
TERESA HARRIS,
Respondent.

No. 40002

FILED

NOV 12 2002

ORDER DISMISSING APPEAL

JANETIE M. CLOCH
CLERK OF SUPREME COURT
BY J. Richard
CHIEF DEPUTY CLERK

This is a proper person appeal from a district court order requiring appellant to pay child support. On August 28, 2002, we remanded this matter to the district court for the limited purpose of conducting proceedings to determine whether appellant's notice of appeal was timely delivered to a prison official.¹ The district court timely filed a certified copy of its findings of fact with this court on October 28, 2002. The district court found that appellant had failed to demonstrate that he timely submitted his notice of appeal to a prison official.

The timely filing of a notice of appeal is jurisdictional.² Accordingly, we

ORDER this appeal DISMISSED.

Maupin, C.J.
Maupin

Rose, J.
Rose

Agosti, J.
Agosti

¹See Kellogg v. Journal Communications, 108 Nev. 474, 835 P.2d 12 (1992).

²See Healy v. Volkswagenwerk, 103 Nev. 329, 741 P.2d 432 (1987).

cc: Hon. Robert W. Lueck, District Judge, Family Court Division
Eric D. Oliver
Clark County District Attorney
Clark County District Atty/Family Support Division
Clark County Clerk