

IN THE SUPREME COURT OF THE STATE OF NEVADA

SANDRA WOOD,  
Appellant,  
vs.  
GREG WOOD,  
Respondent.

No. 42397

**FILED**

JAN 08 2004

ORDER DISMISSING APPEAL

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

This proper person appeal is taken from an October 2, 2003 district court order concerning custody and child support. Our review of the documents transmitted under NRAP 3(e) reveals a jurisdiction defect. In particular, the notice of appeal is untimely.

Under NRAP 4(a)(1), a notice of appeal must be filed no more than thirty days after notice of a judgment's entry is served. If notice is served by mail, then NRAP 26(c) adds three days to this thirty-day window. In this case, notice of the court's October 2, 2003 order was served by mail on October 7, 2003. Appellant's notice of appeal was not filed until November 18, 2003, however, well past the deadline for filing the notice. Consequently, we lack jurisdiction to consider this appeal, and we dismiss it.

It is so ORDERED.<sup>1</sup>

*Agosti*, J.  
Agosti

*Rose*, J.  
Rose

*Maupin*, J.  
Maupin

<sup>1</sup>Appellant's failure to pay the filing fee on appeal could constitute an independent basis on which to dismiss this appeal.

cc: Hon. Steven E. Jones, District Judge, Family Court Division  
Sandra Wood  
Rhonda L. Mushkin, Chtd.  
Clark County Clerk