

IN THE SUPREME COURT OF THE STATE OF NEVADA

DONALD L. BUSKEY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 42438

FILED


JAN 23 2004

ORDER DISMISSING APPEAL

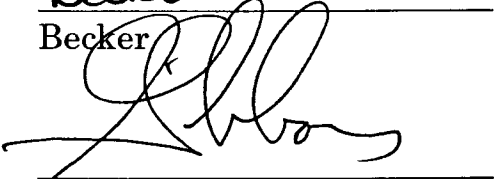
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

This is a proper person appeal from a judgment of conviction. This court's preliminary review of this appeal reveals that the district court entered the judgment of conviction on June 13, 2003. Appellant did not file the notice of appeal, however, until December 4, 2003, well 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, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.²


Shearing C.J.


Becker J.


Gibbons J.

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

²We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.

cc: Hon. Kathy A. Hardcastle, District Judge
Clark County Public Defender
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk