

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 35627

KENNETH HUBBARD,

Appellant,

vs.

EMPLOYMENT SECURITY DIVISION OF  
THE NEVADA DEPARTMENT OF  
REHABILITATION; STANLEY P. JONES,  
IN HIS CAPACITY AS ADMINISTRATOR  
OF THE EMPLOYMENT SECURITY  
DIVISION; LINDA K. LEE, IN HER  
CAPACITY AS CHAIR OF THE  
EMPLOYMENT SECURITY BOARD OF  
REVIEW; AND RIVERSIDE HOTEL RESORT  
& CASINO, LARRY VAN MULLEN, IN HIS  
CAPACITY AS RESTAURANT MANAGER AND  
EMPLOYER,

Respondents.

**FILED**

MAR 30 2000

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order dismissing with prejudice appellant's petition for judicial review as untimely. The district court's order was entered on December 30, 1999, and notice of entry of the order was served by mail on January 3, 2000. Pursuant to NRAP 4(a)(1), the last day to file a timely notice of appeal was Monday, February 7, 2000. The notice of appeal in this case was filed on February 9, 2000.

An untimely notice of appeal fails to vest jurisdiction in this court. See Mahaffey v. Investor's Nat'l Security, 102 Nev. 462, 725 P.2d 1218 (1986). Here, appellant's notice of appeal was filed more than thirty days from service of notice of entry of the order appealed from,

and was therefore untimely. See NRAP 4(a)(1). Accordingly,  
as we lack jurisdiction over this appeal, we

ORDER this appeal dismissed.

Maupin, J.  
Maupin

Shearing, J.  
Shearing

Becker, J.  
Becker

cc: Hon. Michael E. Fondi, District Judge  
Crowell Susich Owen & Tackes  
Kenneth Hubbard  
Carson City Clerk