

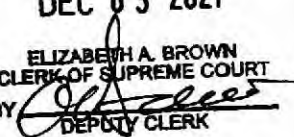
IN THE SUPREME COURT OF THE STATE OF NEVADA

XIAO YE BAI,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 83813

FILED

DEC 03 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK


ORDER DISMISSING APPEAL

This is a pro se appeal from a judgment of conviction. Eighth Judicial District Court, Clark County; Eric Johnson, Judge.

This court's review of this appeal reveals a jurisdictional defect. Specifically, the district court entered the judgment of conviction on September 10, 2021. Appellant did not file the notice of appeal, however, until November 16, 2021, well after the expiration of the 30-day appeal period prescribed by NRAP 4(b). This court lacks jurisdiction to entertain an untimely appeal. *See Lozada v. State*, 110 Nev. 349, 352, 871 P.2d 944, 946 (1994) (explaining that an untimely notice of appeal fails to vest jurisdiction in this court). To the extent, if any, that appellant's appeal is in regard to the postconviction motion to withdraw a guilty plea, no decision, oral or written, has been made on the motion. Accordingly, this court

ORDERS this appeal DISMISSED.

  
Parraguirre, J.

  
Stiglich, J.

  
Silver, J.

cc: Hon. Eric Johnson, District Judge  
Xiao Ye Bai  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk