

UNITED STATES COURT OF APPEALS August 8, 2011

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker  
Clerk of Court

---

EARL CROWNHART,

Petitioner - Appellant,

v.

LARRY REID, Warden,

Respondent - Appellee.

No. 11-1364  
(D. Ct. No. 08-CV-00692-PAB-KLM)  
(D. Colo.)

---

**ORDER**

---

Before **BRISCOE**, Chief Circuit Judge, and **HARTZ** and **MATHESON**, Circuit Judges.

---

Earl Crownhart initiated a habeas proceeding pursuant to 28 U.S.C. § 2241 in the U.S. District Court for the District of Colorado. Judgment was entered against him in that proceeding on March 25, 2010. Crownhart v. Reid, No. 08-CV-692 (Doc. 260). On August 4, 2011, he filed a notice of appeal from that judgment (Doc. 274) and this appeal was opened.

In order to be timely, any notice of appeal from the district court's judgment had to have been filed within 30 days of the entry of judgment. Fed. R. App. P. 4(a)(1)(A). Thus, Mr. Crownhart's notice of appeal was filed over 15 months too late. The Supreme Court has held that a timely notice of appeal is a prerequisite to this court's jurisdiction in

cases of this nature. Bowles v. Russell, 551 U.S. 205 (2007). We therefore lack jurisdiction to consider an appeal of the district court's judgment. Accordingly, this appeal is dismissed.

Entered for the Court  
ELISABETH A. SHUMAKER  
Clerk of Court



by: Douglas E. Cressler  
Chief Deputy Clerk