

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRYAN DENNIE,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43513

FILED

JUL 22 2004

ORDER DENYING PETITION

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

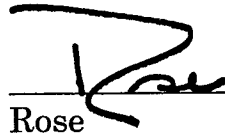
This is a proper person petition for a writ of certiorari. Petitioner challenges the validity of the judgment of conviction and sentence. "A writ of certiorari is an extraordinary remedy and the decision to entertain a petition for a writ of certiorari lies within the discretion of this court."¹ We have considered the petition on file herein, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted.² A challenge to the validity of the judgment of conviction and

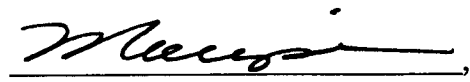
¹Zamarripa v. District Court, 103 Nev. 638, 640, 747 P.2d 1386, 1387 (1987).

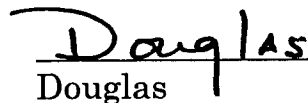
²See NRS 34.020.

sentence must be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance.³ Accordingly, we

ORDER the petition DENIED.⁴

 _____, J.
Rose

 _____, J.
Maupin

 _____, J.
Douglas

cc: Hon. John S. McGroarty, District Judge
Bryan Dennie
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

³See NRS 34.738(1). We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS 34.724-830.

⁴On June 29, 2004, this court received petitioner's application of notice of writ of certiorari. For the reasons discussed above, no relief is warranted in this matter.