

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM E. CALDWELL,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 44373

FILED

JAN 13 2005

ORDER DENYING PETITION

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

This is a proper person petition for a writ of extraordinary relief. Petitioner challenges the validity of his judgment of conviction. 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 at this time. A challenge to the validity of a judgment of conviction should be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance.¹ Petitioner may then appeal to this court from a final, adverse decision.² Accordingly, we

ORDER the petition DENIED.³

J. Rose
_____, J.
Rose

J. Gibbons
_____, J.
Gibbons

J. Hardesty
_____, J.
Hardesty

¹See NRS 34.724; NRS 34.738(1). We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34.

²See NRS 34.575(1).

³We have reviewed all documents that petitioner has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted.

cc: Hon. Lee A. Gates, District Judge
William E. Caldwell
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk