

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN ALLEN LANOUE,  
Petitioner,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 44641

**FILED**

FEB 17 2005

ORDER DENYING PETITION

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

This is a proper person petition for a writ of extraordinary relief. Petitioner challenges the validity of his judgment of conviction and sentence. 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 and sentence should be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance.<sup>1</sup>


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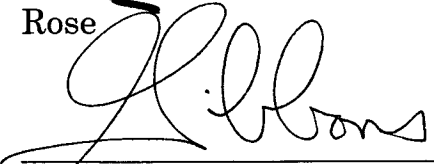
<sup>1</sup>See NRS 34.724(2)(b); NRS 34.738(1). We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34.

Petitioner may then appeal to this court from a final, adverse decision.<sup>2</sup>

Accordingly, we

ORDER the petition DENIED.<sup>3</sup>

  
\_\_\_\_\_, J.  
Rose

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Hon. Michelle Leavitt, District Judge  
John Allen Lanoue  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

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<sup>2</sup>See NRS 34.575(1).

<sup>3</sup>We have received petitioner's motion for leave to file proper person papers and proceed in forma pauperis. We conclude no relief is warranted.