

IN THE SUPREME COURT OF THE STATE OF NEVADA


ROY EUGENE JOHNSON,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 44756

FILED

MAR 29 2005

ORDER DENYING PETITION

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
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 and post-conviction proceedings pending in the district court. We decline to consider the merits of the petition 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 Any issues relating to post-conviction proceedings may

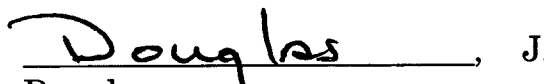
¹See NRS 34.724(2)(b); NRS 34.738(1). We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34 if he filed a habeas corpus petition at this time.


²See NRS 34.575(1). Appellate review completes this court's exercise of its appellate jurisdiction.

be addressed in an appeal from a decision denying a post-conviction petition for a writ of habeas corpus.³ Accordingly, we

ORDER the petition DENIED.⁴


_____, J.
Maupin


_____, J.
Douglas


_____, J.
Parraguirre

cc: Hon. Michael A. Cherry, District Judge
Roy Eugene Johnson
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

³See NRS 177.045.

⁴We deny the relief requested in the proper person documents received in this court.