## IN THE SUPREME COURT OF THE STATE OF NEVADA

REX ALVIN JIMERSON, Petitioner, vs. THE STATE OF NEVADA, Respondent. No. 44975

CLER

APR 0 7 2005

JANETTE M BLOOM

## ORDER DENYING PETITION

This is a proper person petition for an extraordinary writ pursuant to Nev. Const. art. 6, § 4. Petitioner challenges the validity of his judgment of conviction and sentence. We decline to exercise this court's original jurisdiction to conduct extraordinary review of the merits of petitioner's challenge to the validity of his judgment of conviction and sentence. 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.<sup>1</sup> Petitioner may then appeal to this

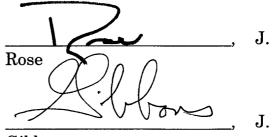
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 $<sup>^{1}\</sup>underline{See}$  NRS 34.724(2)(b); NRS 34.738(1). We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34.

court from a final, adverse decision.<sup>2</sup> Accordingly, we

ORDER the petition DENIED.



Gibbons

lest J. Hardesty

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

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

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