

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES NICHOLAS PASCHALL,
Petitioner,
vs.
THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE,
Respondent,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 45007

FILED

APR 21 2005

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


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.¹ Petitioner may then appeal to this


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.

court from a final, adverse decision.² Accordingly, we

ORDER the petition DENIED.³


_____, C.J.
Becker


_____, J.
Rose


_____, J.
Gibbons

cc: Hon. Robert H. Perry, District Judge
James Nicholas Paschall
Attorney General Brian Sandoval/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk

²See NRS 34.575(1).

³We have considered petitioner's proper person documents and conclude that no relief is warranted for the reasons set forth above.