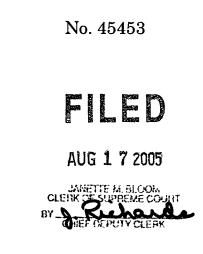
## IN THE SUPREME COURT OF THE STATE OF NEVADA

KENNETH FRANCIS WHITE, Petitioner, vs. THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF WASHOE, THE HONORABLE STEVEN R. KOSACH, DISTRICT JUDGE, Respondents, and THE STATE OF NEVADA, Real Party in Interest.



## **ORDER DENYING PETITION**

This is a proper person petition for extraordinary relief. Citing to Article 6, Section 4 of the Nevada Constitution, petitioner challenges the validity of his judgment of conviction and requests this court to consider his claims on the merits.

This court has held that it "will not exercise its original jurisdiction to consider a writ petition in a criminal case raising claims that could or should have been raised in an appeal or in an appropriate post-conviction proceeding in the district court."<sup>1</sup> We have reviewed the documents before this court, and we decline to exercise this court's original jurisdiction in this matter. Petitioner may raise his claims in a post-

<sup>1</sup><u>Hosier v. State</u>, 121 Nev. \_\_\_, \_\_\_, P.3d \_\_\_, \_\_\_ (Adv. Op. No. 41, August 11, 2005).

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conviction petition for a writ of habeas corpus filed in the district court.<sup>2</sup> Petitioner may appeal to this court from a final, adverse decision.<sup>3</sup> Accordingly, we

ORDER the petition DENIED.<sup>4</sup>

J. Rose J.

Gibbons

J.

Hardesty

cc: Hon. Steven R. Kosach, District Judge Kenneth Francis White Attorney General Brian Sandoval/Carson City Washoe County District Attorney Richard A. Gammick Washoe District Court Clerk

 $^{2}\underline{See}$  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.

<sup>3</sup><u>See</u> NRS 34.575(1).

<sup>4</sup>We have received all proper person documents submitted in this matter, and we conclude that no relief is warranted for the reason set forth above.

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