

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICARDO IBARRA,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 46466

FILED

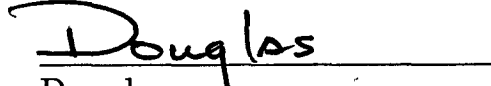
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ORDER DENYING MOTION

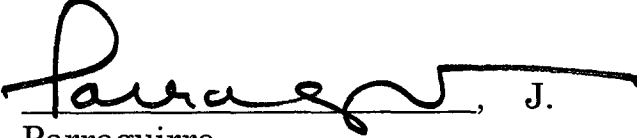
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK

This is a proper person document labeled, "motion for consideration of direct appeal[,] or in the alternative, release from custody." Ibarra seeks this court's permission to file a late direct appeal, or alternatively, an order releasing him from custody because he was deprived of a direct appeal without his consent. We conclude that Ibarra is not entitled to the relief requested. A claim that Ibarra was inadequately advised of the right to appeal should be asserted in the district court in the first instance in a post-conviction petition for a writ of habeas corpus.¹ Accordingly, we

ORDER the petition DENIED.

 J.
Douglas

 J.
Becker

 J.
Parraguirre

¹See NRS 34.724; see also Lozada v. State, 110 Nev. 349, 871 P.2d 944 (1994). We express no opinion as to whether Ibarra could satisfy the procedural requirements of NRS chapter 34.

cc: Hon. Jennifer Togliatti, District Judge
Ricardo Ibarra
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk