

IN THE SUPREME COURT OF THE STATE OF NEVADA

KARLOS A. WASHINGTON,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 46572

**FILED**

MAR 16 2006

ORDER DISMISSING APPEAL

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

This is a proper person appeal from a purported decision of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; John S. McGroarty, Judge.

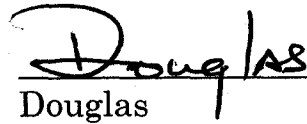
This court's review of this appeal reveals a jurisdictional defect. Although the district court entered an order denying the petition on December 19, 2005, the district court vacated that order on January 16, 2006.<sup>1</sup> It appears from the documents before this court that the district court scheduled an evidentiary hearing on February 27, 2006. Thus, at the time appellant filed his notice of appeal, the district court had not made a final decision, oral or written, on the petition. This appeal is


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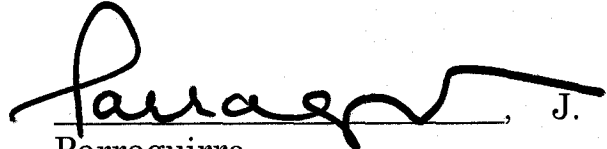
<sup>1</sup>The order entered on December 19, 2005, set forth appellant's name in the caption. However, it appears that the substance of the order related to a different petitioner. Thus, the December 19, 2005 order was not a final order denying appellant's petition.

premature, and appellant may appeal from a final, written order of the district court.<sup>2</sup> Accordingly, we

ORDER this appeal DISMISSED.

 \_\_\_\_\_, J.  
Douglas

 \_\_\_\_\_, J.  
Becker

 \_\_\_\_\_, J.  
Parraguirre

cc: Eighth Judicial District Court Dept. 16, District Judge  
Karlos A. Washington  
Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

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