

IN THE SUPREME COURT OF THE STATE OF NEVADA

DOYLE DOLEN LANCASTER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 47082

**FILED**

**MAY 11 2006**

ORDER DENYING MOTION

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

This is a proper person motion for assistance of counsel. Lancaster challenges the validity of his judgment of conviction and sentence and seeks an order remanding his case for resentencing and the appointment of counsel.

Having reviewed the documents before this court, we conclude that our intervention is not warranted at this time. A challenge to the validity of the judgment of conviction and sentence must 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> Lancaster may then appeal to this court from a final order denying his petition.<sup>2</sup> Accordingly, we

ORDER the motion DENIED.

Douglas, J.  
Douglas

Becker, J.  
Becker

Parraguirre, J.  
Parraguirre

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<sup>1</sup>See NRS 34.724(2)(b); NRS 34.738(1). We express no opinion as to whether Lancaster can satisfy the procedural requirements of NRS chapter 34.

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

cc: Doyle Dolen Lancaster  
Attorney General George Chanos/Carson City  
Washoe County District Attorney Richard A. Gammick  
Washoe District Court Clerk