

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHARLES DALE STAGGS,
Petitioner,

vs.

THE THIRD JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CHURCHILL, THE HONORABLE
ROBERT E. ESTES, DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 47753

FILED

SEP 06 2006

ANNETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DENYING PETITION

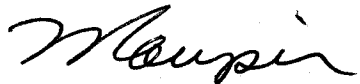
This is a proper person petition for a writ of mandamus. Petitioner seeks an order directing the district court to allow him to file a post-conviction petition for a writ of habeas corpus in the district court and to not apply any procedural bars to that petition. Petitioner further seeks an order directing the district court to appoint post-conviction counsel. We have reviewed the documents submitted in this matter, and we conclude that this court's intervention in this matter is not warranted.¹ A challenge to the validity of the judgment of conviction and sentence may be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance.² Any petition filed challenging the validity of


¹See NRS 34.160; NRS 34.170.

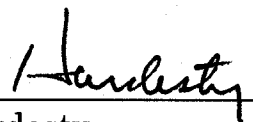
²See NRS 34.738.

the judgment of conviction and sentence must satisfy all of the procedural requirements set forth in NRS chapter 34.³ Accordingly, we

ORDER the petition DENIED.


_____, J.
Maupin


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Robert E. Estes, District Judge
Charles Dale Staggs
Attorney General George Chanos/Carson City
Churchill County District Attorney
Churchill County Clerk

³We express no opinion as to whether petitioner may satisfy the procedural requirements of NRS chapter 34.