## IN THE SUPREME COURT OF THE STATE OF NEVADA

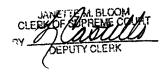
ALEXANDER OCASIO, Appellant, VS. THE STATE OF NEVADA. Respondent.

No. 48043

NCT 2 6 2006

FILED

## ORDER DISMISSING APPEAL



06-22020

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; Joseph T. Bonaventure, Judge.

This court's review of this appeal reveals a jurisdictional defect. The district court had not made a decision, oral or written, on appellant's petition at the time he filed his notice of appeal. We conclude that appellant's notice of appeal was premature. Appellant may appeal from a final, written order denying his petition.<sup>1</sup> Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED

J. Gibbons

Maupin

J. Douglas

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

SUPREME COURT OF NEVADA

Hon. Joseph T. Bonaventure, District Judge Alexander Ocasio Attorney General George Chanos/Carson City Clark County District Attorney David J. Roger Clark County Clerk

cc:

SUPREME COURT OF NEVADA