

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT MEDINA,  
Petitioner,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 48557

**FILED**

**JAN 05 2007**

ORDER DENYING PETITION

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

This is a proper person petition for a writ of mandamus. Petitioner seeks an order compelling his trial counsel to send him his trial transcripts or an order compelling the district court to order the preparation of the transcripts and inform him of the costs of the transcripts.

We have considered the documents presented to this court, and we conclude that our intervention is not warranted at this time.<sup>1</sup> It appears from the documents submitted to this court that petitioner filed a motion for counsel to withdraw and transfer the case file and that the motion was granted. Petitioner should seek enforcement of that order in the district court.<sup>2</sup> It appears that the remittitur from the direct appeal issued on October 31, 2006, and thus, appellant has one year from that

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<sup>1</sup>See NRS 34.160; NRS 34.170.

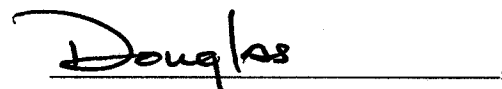
<sup>2</sup>See NRS 7.055(2).

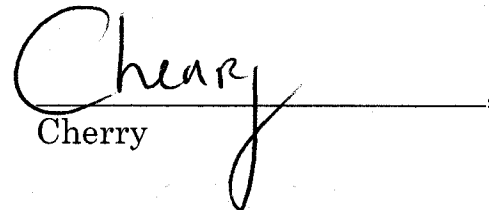
date to file a timely post-conviction petition for a writ of habeas corpus.<sup>3</sup>

Accordingly, we

ORDER the petition DENIED.

  
\_\_\_\_\_, J.  
Gibbons

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

  
\_\_\_\_\_, J.  
Cherry

cc: Hon. Valerie Adair, District Judge  
Albert Medina  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Clark County Public Defender Philip J. Kohn  
Jeffrey M. Banks  
Clark County Clerk

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<sup>3</sup>See NRS 34.726(1).