

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTOPHER PAUL JERNIGAN,  
Petitioner,

vs.

WARDEN, ELY STATE PRISON, E.K.  
MCDANIEL,  
Respondent.

No. 48573

**FILED**

**JAN 05 2007**

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

ORDER DENYING PETITION

This is a proper person petition for a writ of habeas corpus. Petitioner challenges the validity of his judgment of conviction. We have reviewed the documents presented to this court, and we conclude that this court's intervention is not warranted at this time. A challenge to the validity of the judgment of conviction should 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> Petitioner may then appeal to this court from a final decision of the district court.<sup>2</sup> Accordingly, we

ORDER the petition DENIED.

*J. Gibbons*  
\_\_\_\_\_  
Gibbons J.

*Douglas*  
\_\_\_\_\_  
Douglas J.

*Cherry*  
\_\_\_\_\_  
Cherry J.

<sup>1</sup>See NRS 34.724(1); NRS 34.738(1).

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

cc: Hon. John P. Davis, District Judge  
Christopher Paul Jernigan  
Attorney General Catherine Cortez Masto/Carson City  
Mineral County District Attorney  
Mineral County Clerk