

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL THOMAS DAVITT A/K/A
MICHAEL T. DAVITT,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 48821

FILED

MAR 09 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. R. [Signature]*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This action was initiated by a proper person notice of appeal. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

Appellant does not designate any decision of the district court. Rather, appellant complains that he may not file a post-conviction petition for a writ of habeas corpus because he entered a guilty plea. Appellant is incorrect; a criminal defendant may file a post-conviction petition for a writ of habeas corpus challenging a judgment of conviction based upon a guilty plea.¹ Having failed to designate an appealable order, we

ORDER this appeal DISMISSED.

Gibbons

Gibbons J.

Douglas

Douglas J.

Cherry

Cherry J.

¹See NRS 34.810(1)(a).

cc: Hon. Donald M. Mosley, District Judge
Michael Thomas Davitt
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk