

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEITH G. SMITH,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 49020

FILED

APR 26 2007

ORDER DISMISSING APPEAL

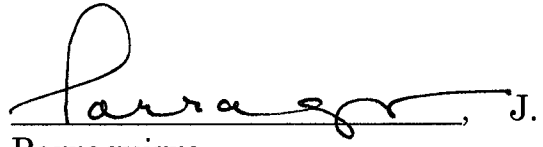
JANETTE M BLOOM
CLERK OF SUPREME COURT
BY *J. R. Wade*
CHIEF DEPUTY CLERK

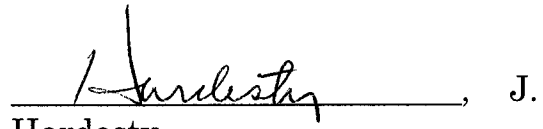
This is a proper person appeal from a purported decision of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

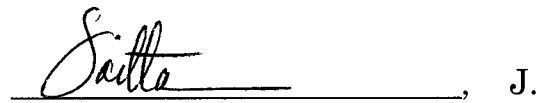
On February 28, 2007, appellant filed a notice of appeal in the district court from a purported decision of the district court denying a post-conviction petition for a writ of habeas corpus. However, the district court had not made a decision, oral or written, on appellant's petition at the time he filed his notice of appeal. Thus, appellant's notice of appeal was premature. Appellant may file a timely appeal from a final, written

order denying his petition.¹ Accordingly, we conclude that we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


Parraguirre


Hardesty


Saitta

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

¹See NRS 34.575.