

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEBENION J. FREEMAN,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 49816

FILED

AUG 24 2007

ORDER DENYING PETITION

JANETTE M. SLOOM
CLERK OF SUPREME COURT
BY *J. Castells*
DEPUTY CLERK

This is a proper person petition for an extraordinary writ. Citing to Article 6, Section 4 of the Nevada Constitution, petitioner challenges the validity of his judgment of conviction and sentence.

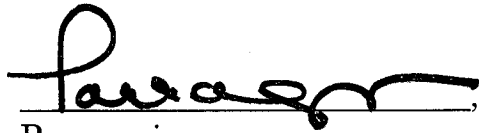
This court has held that it "will not exercise its original jurisdiction to consider a writ petition in a criminal case raising claims that could or should have been raised in an appeal or in an appropriate post-conviction proceeding in the district court."¹ We have reviewed the documents before this court, and we decline to exercise this court's original jurisdiction in this matter. A challenge to the validity of the judgment of conviction and sentence must be raised in a post-conviction petition for a

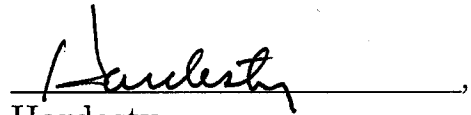
¹Hosier v. State, 121 Nev. 409, 411, 117 P.3d 212, 213 (2005).

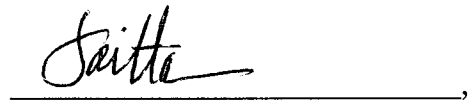
writ of habeas corpus filed in the district court in the first instance.²

Accordingly, we

ORDER the petition DENIED.

 J.
Parraguirre

 J.
Hardesty

 J.
Saitta

cc: DeBenion J. Freeman
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk

²See NRS 34.724; NRS 34.738. We express no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34.