

IN THE SUPREME COURT OF THE STATE OF NEVADA

PERCY LAVAE BACON,
Petitioner,

No. 50202

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
DONALD M. MOSLEY, DISTRICT
JUDGE,
Respondents.

FILED

OCT 16 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
J. Bloom
DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner seeks an order directing the district court to provide him with 330 days of presentence credit. We have considered the documents submitted in this matter, and we conclude that this court's intervention in this matter is not warranted.¹ A claim for presentence credits may be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance.² Petitioner may then appeal to this


¹See NRS 34.160; NRS 34.170.

²See NRS 34.724(2)(b); NRS 34.738(1); Griffin v. State, 122 Nev. 737, 137 P.3d 1165 (2006). This court expresses no opinion as to whether petitioner could satisfy the procedural requirements of NRS chapter 34.

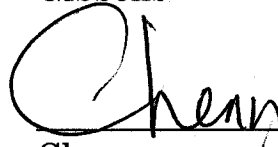
court from a final order of the district court denying the petition.³

Accordingly, we

ORDER the petition DENIED.


_____, J.

Gibbons


_____, J.

Cherry


_____, J.

Saitta

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

³See NRS 34.575(1).