

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTHONY L. MONTIEL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 50284

FILED

NOV 13 2007

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

ORDER DISMISSING APPEAL

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 September 27, 2007, appellant filed a notice of appeal 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, the notice of appeal was premature, and we lack jurisdiction to consider the appeal. Appellant may file an appeal from a final order of the district court denying his petition.¹ Accordingly, we

ORDER this appeal DISMISSED.

[Signature] J.

Gibbons

[Signature] J.

Cherry

[Signature] J.

Saitta

¹See NRS 34.575.

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