

IN THE SUPREME COURT OF THE STATE OF NEVADA

KHANG A. DANG,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
DOUGLAS HERNDON, DISTRICT
JUDGE,
Respondents.

No. 51551

FILED

JUN 09 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner asserts that he was erroneously denied a hearing on whether he was suitable for drug or alcohol treatment. Petitioner seeks an order directing the district court to conduct a hearing pursuant to NRS 458.310. We have considered the proper person documents received in this matter, and we conclude that this court's intervention is not warranted at this time.¹ Petitioner challenges the validity of his judgment of conviction and sentence and such a challenge should be raised in a post-conviction

¹See NRS 34.160; NRS 34.170.

petition for a writ of habeas corpus filed in the district court in the first instance.² Accordingly, we

ORDER the petition DENIED.

J. Hardesty, J.
Hardesty

J. Parraguirre, J.
Parraguirre

J. Douglas, J.
Douglas

cc: Hon. Douglas W. Herndon, District Judge
Khang A. Dang
Attorney General Catherine Cortez Masto/Carson City
Eighth District Court Clerk

²See NRS 34.724(2)(b); NRS 34.738(1).