

IN THE SUPREME COURT OF THE STATE OF NEVADA

KENYON JOVANI LEWIS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 52483

FILED

OCT 21 2008

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

ORDER DISMISSING APPEAL

This is a proper person appeal from a purported order of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Kenneth C. Cory, Judge.

Our review of this appeal reveals a jurisdictional defect. On September 24, 2008, appellant filed a notice of appeal from a purported order of the district court denying a post-conviction petition for a writ of habeas corpus. However, the district court had not made any decision on appellant's petition at the time he filed his notice of appeal. Rather, the petition appears to be scheduled for a status check on December 17, 2008. Appellant's notice of appeal was premature, and we

ORDER this appeal DISMISSED.

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

Douglas, J.
Douglas

cc: Hon. Kenneth C. Cory, District Judge
Kenyon Jovani Lewis
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk