IN THE SUPREME COURT OF THE STATE OF NEVADA

L. SEVILLE PARKS, Appellant, vs. WARDEN, ELY STATE PRISON, E.K. MCDANIEL, Respondent.

No. 53455

SEP 1 0 2009

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus. Seventh Judicial District Court, White Pine County; Dan L. Papez, Judge.

We have reviewed the record on appeal and we conclude that the district court did not err in denying appellant's petition for the reasons stated in the attached order. Therefore, briefing and oral argument are not warranted in this case. See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975). Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Parraguirre

Pickering

J.

SUPREME COURT NEVADA

cc: Hon. Dan L. Papez, District Judge Lawrence Seville Parks Attorney General Catherine Cortez Masto/Carson City White Pine County Clerk