

IN THE SUPREME COURT OF THE STATE OF NEVADA

SCOTT C. BAKER,
Petitioner,

vs.

THE FIFTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF NYE,
AND THE HONORABLE ROBERT W.
LANE, DISTRICT JUDGE,
Respondents.

No. 53598

FILED

MAY 05 2009

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

ORDER DENYING PETITION

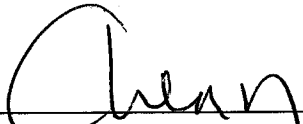
This is a proper person petition for a writ of mandamus. Petitioner challenges the validity of his judgment of conviction and challenges the computation of time served. We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims, we decline to exercise original jurisdiction in this matter. A challenge to the validity of the judgment of conviction must be raised in a post-conviction petition for a writ of habeas corpus in the district court for the county in which he was convicted.¹ NRS 34.724(2)(b); NRS 34.738(1). A challenge to the computation of time served must be raised in a post-conviction petition for a writ of habeas corpus filed in the district court for

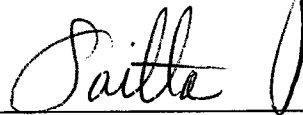
¹We express no opinion as to whether petitioner could meet the procedural requirements of NRS chapter 34.


the county in which he is incarcerated. NRS 34.724(2)(c); NRS 34.738(1).

Accordingly, we

ORDER the petition DENIED.


_____, J.
Cherry


_____, J.
Saitta


_____, J.
Gibbons

cc: Hon. Robert W. Lane, District Judge
Scott C. Baker
Attorney General Catherine Cortez Masto/Carson City
Nye County District Attorney/Pahrump
Nye County Clerk