

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN E. MAYS,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54100

FILED

JUL 23 2009

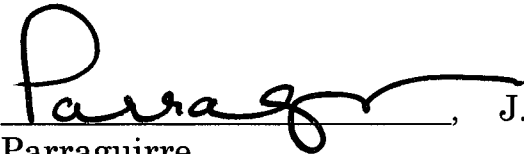
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

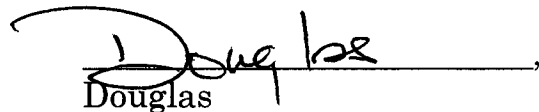
ORDER DENYING PETITION

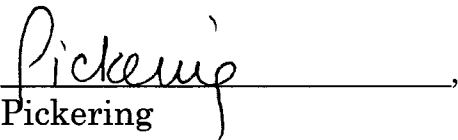
This is a proper person petition for extraordinary relief. Petitioner seeks an order staying his extradition to California. We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims, we decline to exercise original jurisdiction in this matter. If a timely appeal is taken from the denial of a petition for a writ of habeas corpus challenging extradition, the enforcement of the order of commitment to another State's authority shall be stayed during the pendency of the appeal. NRS 34.560(2), (3). Petitioner has filed a timely notice of appeal from the denial of his petition for a writ of habeas corpus challenging extradition, and thus, a stay of the order of commitment automatically commenced with the filing of the timely

appeal. Mays v. State, Docket No. 54176. Accordingly, we

ORDER the petition DENIED.

 J.
Parraguirre

 J.
Douglas

 J.
Pickering

cc: Hon Linda Marie Bell, District Court Judge
Hon. Stefany Miley, District Court Judge
John E. Mays
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk