

IN THE SUPREME COURT OF THE STATE OF NEVADA

JARVIS Z. LOWE,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54464

**FILED**

SEP 29 2009

TRACIE A. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
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; David B. Barker, Judge.

On September 1, 2009, appellant filed a notice of appeal from the purported denial of a post-conviction petition for a writ of habeas corpus. However, at the time appellant filed his notice of appeal, the district court had not made a decision, oral or written, on the petition. Because appellant failed to designate an appealable order, we

ORDER this appeal DISMISSED.

*[Signature: Cherry]*  
\_\_\_\_\_, J.  
Cherry

*[Signature: Saitta]*  
\_\_\_\_\_, J.  
Saitta

*[Signature: Gibbons]*  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. David B. Barker, District Judge  
Jarvis Lowe  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk