

IN THE SUPREME COURT OF THE STATE OF NEVADA

PERCY LAVAE BACON,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
JAMES A. BRENNAN, SENIOR
JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 54837

FILED

NOV 24 2009

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

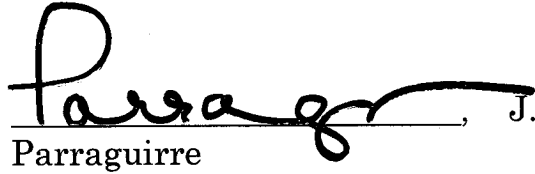
ORDER DENYING PETITION

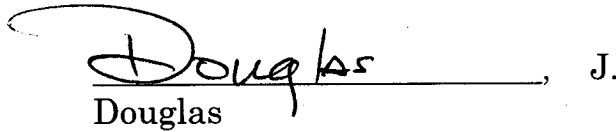
This is a proper person petition for a writ of mandamus, or alternatively, a writ of prohibition. We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims, we decline to exercise original jurisdiction in this matter. NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330. Should petitioner wish to challenge the district court's disposition of his post-conviction petition for a writ of habeas corpus, the appropriate remedy is to file an appeal.¹ See Guerin v. Guerin, 114 Nev. 127, 131, 953 P.2d 716, 719 (1998) (noting that

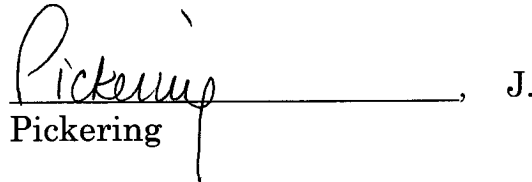
¹We express no opinion as to whether a notice of appeal would be timely filed.

an appeal is generally an adequate and speedy remedy precluding writ relief). Accordingly, we

ORDER the petition DENIED.


Parraguirre


Douglas


Pickering

cc: Chief Judge, Eighth Judicial District
Hon. James A. Brennan, Senior Judge
Percy Lavae Bacon
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk