

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALLEN KOERSCHNER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56091

FILED

APR 06 2011

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

ORDER OF AFFIRMANCE


This is a proper person appeal from an order of the district court denying a petition for a writ of mandamus.¹ Eighth Judicial District Court, Clark County; Elissa F. Cadish, Judge.

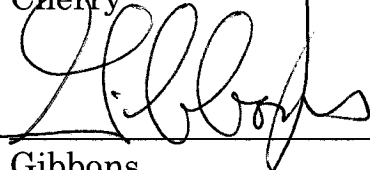
Having reviewed the documents submitted in this matter, we conclude that the district court did not abuse its discretion in denying appellant's April 5, 2010, petition for a writ of mandamus. See City of Las Vegas v. Walsh, 121 Nev. 899, 902, 124 P.3d 203, 205 (2005). The district attorney is not the custodian of the requested document, and appellant

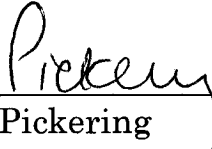
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

failed to cite to any statute or law compelling the district attorney to produce such a document. See NRS 34.160. Accordingly, we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Cherry


_____, J.
Gibbons


_____, J.
Pickering

cc: Hon. Elissa F. Cadish, District Judge
Allen Koerschner
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.