IN THE SUPREME COURT OF THE STATE OF NEVADA

HOWARD ELLIS, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 56644

FILED

JAN 1 3 2011

ORDER OF AFFIRMANCE



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

In his petition, filed on June 10, 2010, appellant sought to compel the disclosure of specific records he believed to be in the possession of the Nevada Department of Corrections or Office of the Attorney General. Appellant failed to demonstrate that he was entitled to relief.

See NRS 34.160; Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981); Poulos v. District Court, 98 Nev. 453, 455,

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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 <u>Luckett v. Warden</u>, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

652 P.2d 1177, 1178 (1982). We therefore conclude that the district court did not err in denying the petition. Accordingly, we

ORDER the judgment of the district court AFFIRMED.²

Saitta, J

Hardesty J

Parraguirre, J

cc: Hon. Doug Smith, District Judge Howard Ellis 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.