

IN THE SUPREME COURT OF THE STATE OF NEVADA

LEE DAVIDSON,
Petitioner,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
DOUGLAS W. HERNDON, DISTRICT
JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 57598

FILED

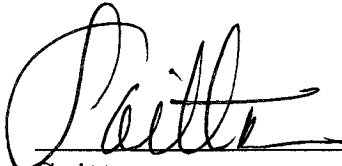
MAR 17 2011


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 in the alternative, a writ of prohibition. Petitioner seeks an order compelling District Court Judge Douglas Herndon to comply with the dictates of NRS 1.235. We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised therein, we decline to exercise original jurisdiction in this matter. See NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330. First, we note that petitioner may raise any claims related to Judge Herndon's alleged bias in his direct appeal. Second, petitioner is represented by counsel in the proceedings below and should proceed by and through his counsel. Accordingly, we

ORDER the petition DENIED.


_____, J.
Saitta


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Douglas W. Herndon, District Judge
Lee Davidson
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk