

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDYS A. MARTINEZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58050

FILED

AUG 30 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingerson*
DEPUTY CLERK

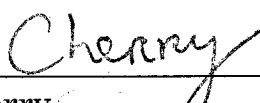
ORDER DISMISSING APPEAL


This is a proper person appeal from an order denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

On March 25, 2011, appellant filed a proper person notice of appeal in the district court, designating a decision entered on September 13, 2010, to deny a petition for a writ of habeas corpus. No such decision was entered on that date. To the extent that appellant was attempting to appeal the district court's oral decision on July 14, 2010, to deny a post-conviction petition for a writ of habeas corpus, appellant had already appealed to this court from the July decision. See *Martinez v. State*, Docket No. 57197 (Order of Affirmance, May 9, 2011). Because appellant

failed to designate an appealable order, NRAP 3(c)(1)(B), we

ORDER this appeal DISMISSED.¹


_____, J.
Cherry


_____, J.
Gibbons


_____, J.
Pickering

cc: Hon. Donald M. Mosley, District Judge
Fredys A. Martinez
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

¹We 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.