

IN THE SUPREME COURT OF THE STATE OF NEVADA

DOUGLAS STUMPF,  
Appellant,  
vs.  
DWIGHT NEVEN,  
Respondent.

No. 58535

DOUGLAS STUMPF,  
Appellant,  
vs.  
STATE OF NEVADA,  
Respondent.

No. 58536

**FILED**

**JUN 28 2011**

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

ORDER DISMISSING APPEALS

These are proper person appeals from purported decisions denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Kathy A. Hardcastle, Michelle Leavitt, Judges. We elect to consolidate these appeals for disposition. NRAP 3(b)(2).

On June 6, 2011, appellant filed a proper person notice of appeal indicating that a post-conviction petition for a writ of habeas corpus had been denied in district court case numbers A639672 and C254299. However, the documents before us indicate that the petition has not been resolved in either case.

In district court case number A639672, the district court determined that the petition should have been filed and considered in the criminal case. This decision is not appealable. Thus, we lack jurisdiction over the appeal in Docket No. 58535.

The petition was filed in district court case number C254299 on May 21, 2011. No decision had been made on the petition when he filed his notice of appeal.<sup>1</sup> Because the notice of appeal is premature, this court lacks jurisdiction over the appeal in Docket No. 58536. Accordingly, we  
ORDER these appeals DISMISSED.

Cherry J.  
Cherry

Gibbons J.  
Gibbons

Pickering J.  
Pickering

cc: Hon. Kathy A. Hardcastle, District Judge  
Hon. Michelle Leavitt, District Judge  
Douglas Stumpf  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>1</sup>The documents before this court indicate that the petition remains pending in district court case number C254299.