

IN THE SUPREME COURT OF THE STATE OF NEVADA

VICTOR TAGLE,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 61974

FILED

NOV 07 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malone
DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for a writ of habeas corpus challenging the validity of his conviction. 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. A challenge to the validity of a judgment of conviction should be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance. NRS 34.724; NRS 34.738(1). Petitioner may then appeal to this court if the petition is denied by the district court. See NRAP 22 (“If an application [for an original writ of habeas corpus] is made to the district court and denied, the proper remedy is by appeal . . . from the district court’s order denying the writ.”); NRS 34.575(1) (providing that “the appeal must be made within 30 days after service by the court of written notice of entry of the order or judgment”). A notice of appeal is filed with the clerk of the district court in the first instance. NRAP 3(a)(1). Accordingly, we

ORDER the petition DENIED.

Douglas, J.
Douglas

Gibbons, J.
Gibbons

Parraguirre, J.
Parraguirre

cc: Hon. Valerie Adair, District Judge
Victor Tagle
Attorney General/Carson City
Eighth District Court Clerk