

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT JOHN OSBORNE,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
DOUG SMITH, DISTRICT JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 63302

**FILED**

JUL 23 2013

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


*ORDER DENYING PETITION*

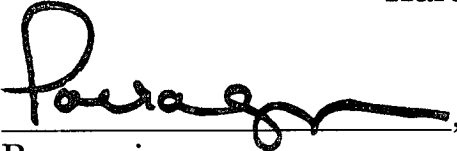
This is a proper person petition for a writ of mandamus. Petitioner seeks an order from this court directing the district court to issue a deadline for when the federal bureau of prisons has to take custody of him. Further, appellant claims that the Nevada Department of Corrections is not applying his presentence credits correctly. 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 34.170. A challenge to the computation of time served must be raised in a post-conviction petition for

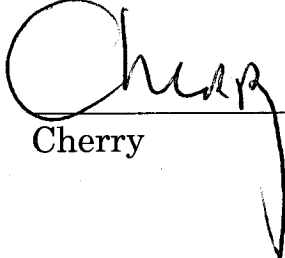
a writ of habeas corpus filed in the district court in the first instance.

NRS 34.724(2)(c); NRS 34.738(1). Accordingly, we

ORDER the petition DENIED.

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Cherry

cc: Hon. Doug Smith, District Judge  
Robert John Osborne  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk