

IN THE SUPREME COURT OF THE STATE OF NEVADA

ARMANDO MUNIVE,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK,

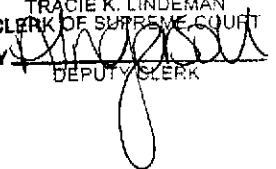
Respondent,  
and

THE STATE OF NEVADA,  
Real Party in Interest.

No. 64783

**FILED**

FEB 12 2014

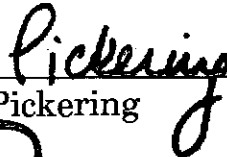
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

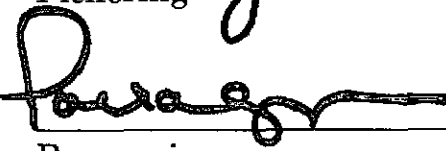
*ORDER DENYING PETITION*

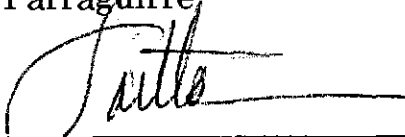
This is a proper person petition for a writ of mandamus asking this court to order the district court to modify his sentence to probation. Petitioner claims that his consecutive sentences of 48 to 120 months in prison violate equal protection and were a result of ineffective assistance of counsel. Without deciding upon the merits of any claims raised in the documents submitted in this matter, we decline to exercise our original jurisdiction. *See* NRS 34.160; NRS 34.170. A challenge to the validity of the judgment of conviction must be raised in a post-conviction petition for

a writ of habeas corpus filed in the district court in the first instance.<sup>1</sup>  
NRS 34.724(2)(b); NRS 34.738(1). Accordingly, we

ORDER the petition DENIED.

\_\_\_\_\_, J.  
Pickering

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

\_\_\_\_\_, J.  
Saitta

cc: Armando Munive  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>1</sup>We express no opinion as to whether petitioner could meet the procedural requirements of NRS chapter 34.