

IN THE SUPREME COURT OF THE STATE OF NEVADA

JESSIE MATTHEW DIAZ,
Petitioner,
vs.
KATHERINE BERNING,
Respondent.

No. 66990

FILED

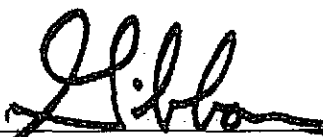
DEC 12 2014


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


ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner challenges his judgment of conviction based on ineffective assistance of counsel. Without deciding upon the merits of any claims raised in the documents submitted in this matter, we decline to exercise 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.¹ NRS 34.724(2)(b); NRS 34.738(1). Accordingly, we

ORDER the petition DENIED.

 C.J.
Gibbons

 J.
Pickering

 J.
Saitta

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

cc: Jessie Matthew Diaz
Fry & Berning, LLC
Washoe District Court Clerk