

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

RICHARD ALLEN LANCASTER,
Petitioner,
vs.
THE ELEVENTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
PERSHING,
Respondent.

No. 73101

FILED

JUL 12 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DENYING PETITION

This original petition for a writ of mandamus seeks an order directing the Eleventh Judicial District Court to reverse and vacate the order transferring petitioner's petition for a writ of habeas corpus to the Second Judicial District Court. Petitioner asserts his petition for a writ of habeas corpus did not challenge the validity of his judgment of conviction or his sentence and therefore it was properly filed in the county of his incarceration. *See* NRS 34.738(1).


We conclude this court's intervention by way of a writ of mandamus is not warranted. *See* NRS 34.160. Petitioner has a plain, speedy, and adequate remedy because, if his petition for a writ of habeas corpus is denied, he can challenge the transfer of his petition on appeal from the order denying his petition. *See* NRS 34.170; NRS 34.575(1); NRS

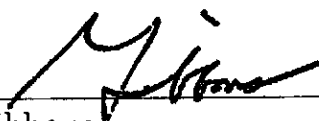
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177.045. Accordingly, without considering the merit of the claim raised,
we

ORDER the petition DENIED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. Jim C. Shirley, District Judge
Richard Allen Lancaster
Attorney General/Carson City
Pershing County Clerk
Washoe District Court Clerk