

IN THE SUPREME COURT OF THE STATE OF NEVADA

LUAN LUANHASA A/K/A LUAN HASA,  
Petitioner,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 36737

**FILED**

OCT 09 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
CHIEF DEPUTY CLERK

O R D E R

This is a proper person "petition for request for permission to file a late appeal from post-conviction relief pursuant to NRS 177.315, et. seq." Petitioner alleges that his post-conviction counsel was ineffective for failing to file an appeal from the district court's May 6, 1993 order denying his petition for post-conviction relief. Petitioner requests this court to allow him to pursue a late appeal from the district court's May 6, 1993 order. If permitted to file a late appeal, petitioner asserts that he will raise various claims of ineffective assistance of post-conviction counsel committed during the post-conviction proceedings.

This court lacks jurisdiction to entertain an untimely appeal. See *Lozada v. State*, 110 Nev. 349, 871 P.2d 944 (1994); see also NRAP 4(b). A claim that petitioner was deprived of the right to appeal or any other claim that counsel rendered ineffective assistance of counsel should be asserted in the district court in the first instance in a post-conviction petition for a writ of habeas corpus. See *Gibbons v. State*, 97 Nev. 520, 634 P.2d 1214 (1981); see also NRAP 22. Accordingly, we deny the petition.

It is so ORDERED.

*Young* J.  
Young  
*Maupin* J.  
Maupin  
*Becker* J.  
Becker

cc: Hon. James C. Mahan, District Judge  
Attorney General  
Clark County District Attorney  
Luan Luanhasa  
Clark County Clerk