

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

LAWRENCE RONALD VALENTINE,  
Petitioner,

vs.

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

Respondent,

and

ATTORNEY GENERAL; AND WARDEN  
T.L.V.C.C., JERRY HOWELL,  
Real Parties in Interest.

No. 77627-COA

**FILED**

JAN 31 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK


*ORDER DENYING PETITION*

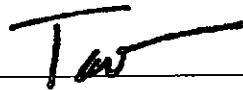
This original petition seeks a writ of mandamus and/or prohibition ordering Lawrence Ronald Valentine's immediate release from custody. Valentine asserts the State did not file a valid complaint and it impermissibly initiated the prosecution by filing an information, which rendered them both void. He further asserts that because the complaint and information are void, the district court lacked jurisdiction to proceed with his case and, therefore, his judgment of conviction is also void.

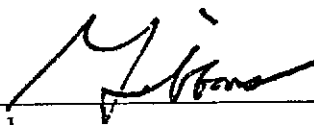
We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised, we decline to exercise our original jurisdiction because Valentine has a plain, speedy, and adequate remedy available for raising his claims. See NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330; NRAP 21(b)(1); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) ("Petitioner[ ] carr[ies] the burden of demonstrating that extraordinary relief is

warranted.”). A challenge to the validity of the judgment of conviction must be raised in a postconviction 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.

  
\_\_\_\_\_, A.C.J.  
Douglas

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Gibbons

cc: Lawrence Ronald Valentine  
Attorney General/Las Vegas  
Eighth District Court Clerk

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