

IN THE SUPREME COURT OF THE STATE OF NEVADA

PAUL SWISHER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 71251

**FILED**

DEC 12 2016

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DISMISSING APPEAL*

This is an appeal from a district court order resolving a postconviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Elissa F. Cadish, Judge.

On August 8, 2016, the district court issued an oral ruling dismissing appellant's petition for writ of habeas corpus. On September 28, 2016, this court issued an order directing the district court to enter its written order. However, on November 4, 2016, the district court entered an order granting a motion to reconsider the postconviction petition for a writ of habeas corpus, indicating that the petition is not barred by the expiration of appellant's sentence while the petition was pending. This order is not a final appealable order pursuant to NRS 177.015(3). Accordingly, we

ORDER this appeal DISMISSED.

*L. Hardesty*, J.  
Hardesty

*Pickering*, J.  
Pickering

*Stiglich*, J.  
Stiglich

cc: Hon. Elissa F. Cadish, District Judge  
Law Offices of C. Conrad Claus  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk