

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERIC D. WILLIAMS,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 72022

FILED

JAN 12 2017

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


ORDER DENYING PETITION

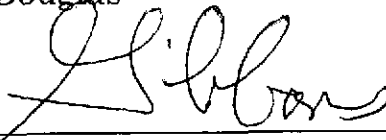
This petition seeks a writ of mandamus or prohibition. Despite petitioner's representation to the contrary, the petition challenges a judgment of conviction and sentence. Those challenges must be presented to the district court in the first instance in a postconviction petition for a writ of habeas corpus.¹ See NRS 34.724(2)(b); NRS 34.738; NRAP 22. We decline to consider the issues raised in the petition for writ of mandamus or prohibition, see NRS 34.170; NRS 34.330; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 228, 88 P.3d 840,

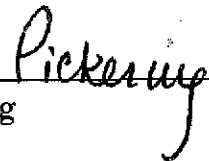
¹The documents submitted with the petition indicate that petitioner has filed a postconviction habeas petition in the district court. If the district court denies the petition, then petitioner may appeal the decision to this court by timely filing a notice of appeal in the district court. NRS 34.575(1) (providing that if district court denies postconviction habeas petition, petitioner may appeal by filing a notice of appeal within 30 days after service of written notice of entry of the district court's order); NRAP 22 ("If an application [for a writ of habeas corpus] is made to the district court and denied, the proper remedy is by appeal from the district court's order denying the writ.").

841, 844 (2004); *Round Hill Gen. Improvement Dist. v. Newman*, 97 Nev. 601, 637 P.2d 534 (1981), and we

ORDER the petition DENIED.


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Pickering

cc: Hon. Jessie Elizabeth Walsh, District Judge
Eric D. Williams
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk