

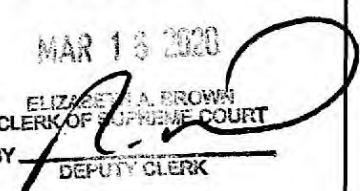
IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL KEVIN GARDENHIRE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 80649

FILED

MAR 13 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from a purported district court order denying a postconviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Cristina D. Silva, Judge.

This court's review of this appeal reveals a jurisdictional defect. Specifically, it appears that no decision had been made on the petition when appellant filed the notice of appeal on February 19, 2020. Rather, on January 22, 2020, the district court appointed counsel for appellant and set an evidentiary hearing. Thus, the notice of appeal is premature. See NRS 177.015(3) (stating that a defendant only may appeal from a final judgment or verdict). Accordingly, this court

ORDERS this appeal DISMISSED.


Gibbons


Stiglich, J.


Silver, J.

cc: Hon. Cristina D. Silva, District Judge
Michael Kevin Gardenhire
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk
Monique A. McNeill