

IN THE SUPREME COURT OF THE STATE OF NEVADA

AMIR GIBSON,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
ERIKA D. BALLOU, DISTRICT JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 87818

FILED

JAN 22 2024

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

*ORDER REGARDING PETITION*

On December 27, 2023, Amir Gibson filed in this court a pro se document labeled “notice of appeal,” stating that Gibson appeals from a district court order denying or dismissing a petition for a writ of mandamus/prohibition. Attached to the document are November 21, 2023, minutes in Case No. A-23-877470-W, in which the district court advises that Gibson’s writ petition would be denied. It appears that the district court’s written order denying the petition has since been entered.

As notices of appeal must be filed in the district court in the first instance, NRAP 4(a)(1), the document was construed and filed as an original petition for a writ of mandamus/prohibition. Upon further review, however, it appears that Gibson is not seeking writ relief directly from this court, but rather this court’s review of the district court’s order denying such relief. NRAP 4(e) provides that a notice of appeal that is mistakenly filed in this court in the first instance is to be considered filed in the district court on the date it was received by this court. Accordingly, we direct the clerk of this court to send to the district court clerk the pro se document filed in this

court on December 27, 2023, and received on December 26, 2023.  
Thereafter, this docket will be administratively closed.<sup>1</sup>

It is so ORDERED.

  
\_\_\_\_\_, C.J.  
Cadish

cc: Hon. Erika D. Ballou, District Judge  
Amir Gibson  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>1</sup>To the extent that Gibson seeks writ relief from this court, such request is denied without prejudice.