

IN THE SUPREME COURT OF THE STATE OF NEVADA

DANIEL C. BARKER,

No. 38640

Petitioner,

vs.

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

Respondent,

and

THE STATE OF NEVADA,

Real Party in Interest.

**FILED**

NOV 15 2001

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY J. Richards  
CHIEF DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for a writ of habeas corpus. Petitioner argues that he is being illegally detained as a result of procedural infirmities in his transfer from Utah to Nevada for prosecution in Nevada. Specifically, he argues that Utah failed to conduct a pre-transfer hearing prior to his transfer to Nevada in violation of the Interstate Agreement on Detainers Act. We have reviewed the documents on file with this court, and we conclude that petitioner has not demonstrated that he is entitled to relief.<sup>1</sup> Accordingly, we

ORDER the petition DENIED.

Shearing, J.  
Shearing

Rose, J.  
Rose

Becker, J.  
Becker

<sup>1</sup>See Biondi v. State, 101 Nev. 252, 699 P.2d 1062 (1985) (holding that procedural infirmities committed by transferring state did not bar prosecution nor invalidate conviction).

cc: Hon. Donald M. Mosley, District Judge  
Clark County District Attorney  
Daniel C. Barker  
Clark County Clerk