

IN THE SUPREME COURT OF THE STATE OF NEVADA

REGINALD CLARENCE HOWARD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39058

FILED


FEB 15 2002

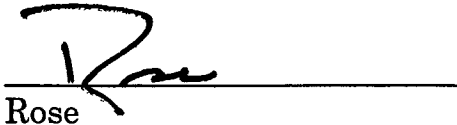
ORDER DISMISSING APPEAL

JANE LEE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

Appellant purports to appeal from a final order of the district court denying a post-conviction petition for a writ of habeas corpus. Our review of the documents before this court reveals a jurisdictional defect. On November 15, 2001, the district court denied appellant's habeas corpus petition without prejudice for appellant to file an amended petition setting forth claims containing specific factual allegations supporting the claims. On December 20, 2001, appellant filed an amended petition in the district court. Appellant is not an aggrieved party because appellant filed the amended petition pursuant to the district court's November 15, 2001 order

and the matter remains pending in the district court.¹ Therefore, we conclude that we lack jurisdiction to consider this appeal, and we
ORDER this appeal DISMISSED.


Shearing J.


Rose J.


Becker J.

cc: Hon. Donald M. Mosley, District Judge
Attorney General/Carson City
Clark County District Attorney
Reginald Clarence Howard
Clark County Clerk

¹See NRS 177.015 (setting forth the orders from which a “party aggrieved in a criminal action may appeal”).