

IN THE SUPREME COURT OF THE STATE OF NEVADA

KENNETH HOBSON A/K/A KENNETH
LAKE,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39500

FILED

MAY 15 2002

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 challenging the validity of the judgment of conviction and sentence. Petitioner further requests that this court reconsider its previous order dismissing appeal in Lake v. State, Docket No. 28067 (Order Dismissing Appeal, August 27, 1998). We have considered the petition on file herein, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. A petition for a writ of habeas corpus must be filed in the district court in the first instance.¹ The

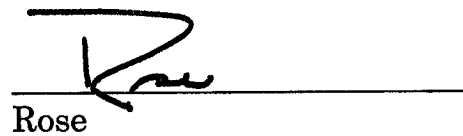
¹NRS 34.738(1) ("A petition that challenges the validity of a conviction or sentence must be filed with the clerk of the district court for the county in which the conviction occurred."); NRAP 22 ("An application for a writ of habeas corpus should be made to the appropriate district court.").

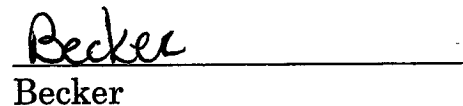
We express no opinion as to whether petitioner can satisfy the procedural requirements detailed in NRS chapter 34 for filing a post-conviction petition for a writ of habeas corpus.

time to petition for rehearing from this court's decision in Docket No. 28067 has long passed.² Accordingly, we

ORDER the petition DENIED.³

 J.
Shearing

 J.
Rose

 J.
Becker

cc: Hon. Donald M. Mosley, District Judge
Attorney General/Carson City
Clark County District Attorney
Kenneth Hobson
Clark County Clerk

²NRAP 40.

³We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.