

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL WAYNE THOMAS, SR.,
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
JAMES W. HARDESTY, DISTRICT
JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 40452

FILED

NOV 21 2002

JANETTE H. BLOOM
CLERK OF SUPREME COURT
BY *J. Ruback*
DEPUTY CLERK

ORDER DENYING PETITION


This is a proper person petition for a writ of mandamus or prohibition. Petitioner requests his pending habeas corpus petition be transferred to a different district court judge. Petitioner further seeks an order compelling the district court to allow him to represent himself in the post-conviction proceedings because petitioner's current post-conviction counsel has failed to timely supplement his habeas corpus petition or file any of the motions petitioner seeks to have filed. 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.¹ We are confident that the district court will ensure that petitioner's habeas corpus petition is prosecuted in a reasonable and timely fashion. If

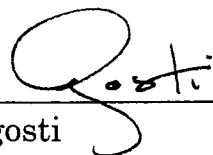
¹See NRS 34.160; NRS 34.320.

petitioner wishes to represent himself in the proceedings, petitioner should file a motion in the district court. Accordingly, we

ORDER the petition DENIED.


_____, C.J.
Young


_____, J.
Rose


_____, J.
Agosti

cc: Hon. James W. Hardesty, District Judge
Attorney General/Carson City
Washoe County District Attorney
Marc Picker, Esq.
Michael Wayne Thomas Sr.
Washoe District Court Clerk