

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHNNY E. HAMILTON,
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
STEVEN P. ELLIOTT, DISTRICT
JUDGE,

Respondents,
and

THE STATE OF NEVADA,
Real Party in Interest.

No. 42616

FILED

FEB 10 2004

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

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner seeks an order compelling the district court to allow his post-conviction counsel an opportunity to investigate and supplement a habeas corpus petition. 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 Accordingly, we

ORDER the petition DENIED.²

Becker
_____, J.
Becker

Agosti
_____, J.
Agosti

[Signature]
_____, J.
Gibbons

¹See NRS 34.160; NRS 34.170.

²We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.

cc: Hon. Steven P. Elliott, District Judge
Johnny Edward Hamilton
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk