

IN THE SUPREME COURT OF THE STATE OF NEVADA

GENE ANTHONY ALLEN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 53429

FILED

APR 14 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY A. Mirasdo
DEPUTY CLERK

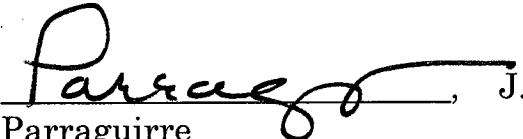
ORDER DISMISSING APPEAL

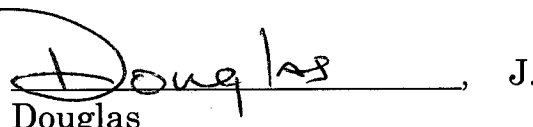
This is a proper person appeal from a purported order of the district court denying a petition for a writ of mandamus. Eighth Judicial District Court, Clark County; James M. Bixler, Judge.

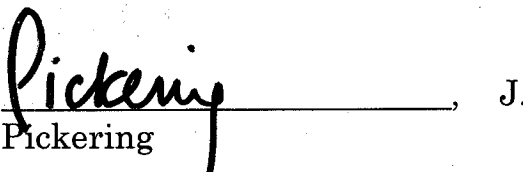
On March 13, 2009, appellant filed a notice of appeal from a purported decision of the district court denying a petition for a writ of mandamus. However, the district court had not made a decision, oral or written, on appellant's petition at the time he filed his notice of appeal. Thus, the notice of appeal was premature, and we lack jurisdiction to

consider the appeal. Appellant may file an appeal from a final order of the district court denying his petition. Accordingly, we

ORDER this appeal DISMISSED.¹


Parraguirre J.


Douglas J.


Pickering J.

cc: Hon. James M. Bixler, District Judge
Gene Anthony Allen
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk

¹We have received all proper person documents submitted in this matter, and we conclude that no relief is warranted for the reason set forth above.