

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANK MILFORD PECK,  
Petitioner,  
vs.  
THE SECOND JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
WASHOE; AND THE HONORABLE  
BRENT T. ADAMS, DISTRICT JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 62678

**FILED**

APR 10 2013

TRAGIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Angela*  
DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for an “alternative writ of mandamus first amendment petition.” Petitioner appears to challenge the validity of his judgment of conviction. We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised therein, we decline to exercise original jurisdiction in this matter. A challenge to the validity of the judgment of conviction must be raised in a post-conviction petition for a writ of habeas corpus filed in the district court in the first instance. NRS 34.724(2)(b); NRS 34.738(1).<sup>1</sup> Accordingly, we

ORDER the petition DENIED.

*Hardesty*, J.  
Hardesty

*Parraguirre*, J.  
Parraguirre

*Cherry*, J.  
Cherry

<sup>1</sup>We express no opinion as to whether petitioner could meet the procedural requirements of NRS chapter 34.

cc: Hon. Brent T. Adams, District Judge  
Frank Milford Peck  
Attorney General/Carson City  
Washoe County District Attorney  
Washoe District Court Clerk