

IN THE SUPREME COURT OF THE STATE OF NEVADA

SAMUEL HOWARD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 42593

FILED

MAR 02 2004

ORDER TO FILE DOCKETING STATEMENT
AND TO COMPLY WITH NRAP 9(a)

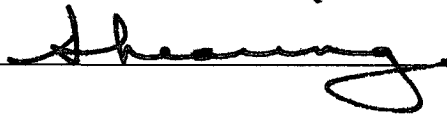
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

This is an appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus in a capital case. The appeal was docketed in this court on January 7, 2004. To date appellant has failed to file the docketing statement. See NRAP 14. Appellant shall, within 10 days from the date of this order, file and serve the docketing statement.

We further note that appellant has failed to file either a transcript request form or a certificate indicating that no transcripts are being requested. See NRAP 9(a). Accordingly, appellant shall, within 10 days from the date of this order, file the appropriate document pursuant to NRAP 9. Specifically, if appellant does not intend to rely on any transcripts in this appeal, appellant shall file and serve a certificate indicating that no transcripts are requested. See NRAP 9(a). If appellant intends to cite in the opening brief to transcripts that were prepared and filed in the district court prior to the docketing of this appeal, appellant shall include copies of these transcripts in the appendix and file and serve a certificate indicating that no new transcripts are requested. See NRAP 9(a), NRAP 10(b), and NRAP 30(b)(1). If, however, appellant intends to cite to transcripts that were not prepared and filed in the district court

prior to the docketing of this appeal, appellant shall file and serve a transcript request form identifying the necessary transcripts. See NRAP 9(a).

It is so ORDERED.

 C.J.

cc: Patricia Erickson
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger