

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,
Appellant,
vs.
ANDRE D. BOSTON,
Respondent.

No. 62931

FILED

JUL 12 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malone
DEPUTY CLERK

O R D E R

This is an appeal from a district court order granting a post-conviction petition for a writ of habeas corpus. Respondent has submitted a document in proper person entitled "Objection to the State's Appeal as Purely Dilatory Action," which asks this court to dismiss the appeal. Although respondent is represented by counsel and has not sought leave to file documents in this matter in proper person, *see* NRAP 46(b), the clerk of this court shall file the document received on June 28, 2013. We decline to dismiss the appeal because appellant has a statutory right to file an appeal from the district court's order. NRS 34.575(2). The merits of the appeal are a matter to be addressed in the parties' briefs. Respondent should address his concerns to appointed counsel.

It is so ORDERED.

Pickering, C.J.

cc: Attorney General/Carson City
Clark County District Attorney
Law Offices of Martin Hart, LLC
Andre D. Boston