

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN KERRY O'KEEFE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 73527

FILED

OCT 12 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER REGARDING MOTIONS

This is a pro se appeal from an order denying a postconviction petition for a writ of habeas corpus. Appellant has filed an "Omnibus Motion" in which he challenges the district court's decision to characterize his petition filed pursuant to NRS 34.360 as one filed pursuant to NRS 34.724. As appellant's objections appear to be intertwined with the merits of the appeal, we take no action on the motion at this time.

Appellant has filed a motion requesting the appointment of appellate counsel. Appellant is not entitled to appointed counsel at the state's expense in postconviction proceedings. *See Brown v. McDaniel*, 130 Nev., Adv. Op. 60, 331 P.3d 867, 870 (2014); *see also Coleman v. Thompson*, 501 U.S. 722, 755 (1991). Accordingly, we deny the motion.

It is so ORDERED.

Cherry, C.J.

cc: Brian Kerry O'Keefe
Attorney General/Carson City
Clark County District Attorney