

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOEL BURKETT,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39267

FILED

MAR 15 2002

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

ORDER DENYING REQUEST TO CONSTRUE
PETITION AS A NOTICE OF APPEAL

This is a proper person petition for a writ of certiorari challenging proceedings in the district court related to a post-conviction petition for a writ of habeas corpus. Among other things, petitioner requests this court to construe the instant petition as a notice of appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus.

Because a notice of appeal must be filed in the district court, petitioner's request is hereby denied.¹ The district court entered a written order denying the petition below on February 14, 2002. The district court minutes reflect that notice of entry of the decision was served on February 19, 2002. Assuming that the notice of entry was properly served by the clerk of the district court pursuant to NRS 34.830, petitioner's notice of

¹NRS 34.830 (setting forth the form for filing the notice of appeal with the clerk of the district court); see also NRAP 3(a) (notice of appeal must be filed with the clerk of the district court).

02-04705

appeal must be filed in the district court on or before March 25, 2002.
This court will resolve the remaining issues presented in the instant
petition in due course.

It is so ORDERED.

Maupin, C.J.

cc: Attorney General/Carson City
Clark County District Attorney
Joel Burkett
Clark County Clerk