

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD ELRY MORRISON,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 53620

FILED

MAY 05 2009

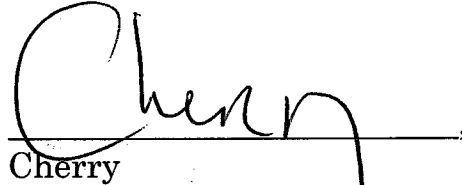
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
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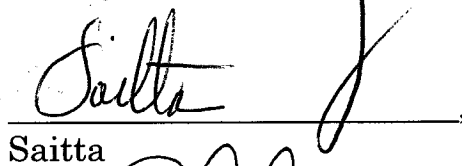
ORDER DENYING PETITION


This is a proper person petition for a writ of certiorari. Petitioner challenges the validity of the judgment of conviction and sentence. "A writ of certiorari is an extraordinary remedy and the decision to entertain a petition for a writ of certiorari lies within the discretion of this court." Zamarripa v. District Court, 103 Nev. 638, 640, 747 P.2d 1386, 1387 (1987). We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims, 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 in the district court in the first instance.¹ NRS 34.724(2)(b); NRS 34.738(1). Accordingly, we

ORDER the petition DENIED.

 J.

 J.

 J.

cc: Edward Elry Morrison
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk

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