

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES L. HALE, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59869

FILED

APR 11 2012

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order dismissing a post-conviction petition for a writ of habeas corpus. Tenth Judicial District Court, Churchill County; David A. Huff, Judge.

On December 14, 2011, appellant filed a notice of appeal from the December 8, 2011 order dismissing his post-conviction petition for a writ of habeas corpus. The parties stipulated to the dismissal of the petition.¹ Appellant may not appeal to this court from the dismissal of a petition pursuant to a stipulation. Because appellant failed to designate an appealable order, we

ORDER this appeal DISMISSED.

Cherry, J.
Cherry

Pickering, J.
Pickering

Hardesty, J.
Hardesty

¹The stipulation, signed by the State's attorney and appellant's post-conviction attorney, contains a statement that appellant's attorney met with appellant and that after the consultation, there was an agreement to dismiss the petition. The stipulation was filed in court on December 7, 2011.

cc: Hon. David A. Huff, District Judge
James L. Hale, Jr.
Paul Yohey, Esq.
Churchill County District Attorney
Attorney General/Carson City
Churchill County Court Administrator