

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEAN RODNEY ORTH,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 63491

FILED

JUL 23 2013

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

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner challenges the judgment of conviction and reargues his direct appeal, *Orth v. State*, Docket No. 49476 (Order of Affirmance, November 3, 2008). We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised therein, we decline to exercise original jurisdiction in this matter. See NRS 34.170. Challenges to the judgment of conviction must be raised in a post-conviction petition for a writ of habeas corpus and filed in the district court in the first instance. See NRS 34.724(2)(b).¹ Accordingly, we

ORDER the petition DENIED.

/s/ Hardesty, J.
Hardesty

/s/ Parraguirre, J.
Parraguirre

/s/ Cherry, J.
Cherry

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

cc: Sean Rodney Orth
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk