

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

STEPHEN RAY KERN, JR.,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK,

Respondent,

and

THE STATE OF NEVADA,  
Real Party in Interest.

No. 75312

**FILED**


MAY 15 2018

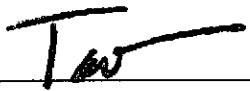
ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK


*ORDER DENYING PETITION*

In this original petition and supplemental for a writ of prohibition and/or mandamus, Stephen Ray Kern, Jr. claims he received ineffective assistance of trial and appellate counsel. We conclude our intervention by way of extraordinary writ is not warranted because Kern has an adequate remedy at law for raising his claims. See NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330. Specifically, claims of ineffective assistance of counsel are claims challenging the validity of the judgment of conviction and sentence that should be raised in a postconviction petition

for a writ of habeas corpus filed in compliance with the provisions in NRS chapter 34.<sup>1</sup> Therefore, without reaching the merit of any claims raised, we  
ORDER the petition DENIED.

  
\_\_\_\_\_, C.J.  
Silver

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Gibbons

cc: Stephen Ray Kern, Jr.  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

---

<sup>1</sup>We express no opinion as to whether Kern can meet the procedural requirements of NRS chapter 34.