

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MELVIN LEE BAILEY,

Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
WASHOE,

Respondent,

and

THE STATE OF NEVADA,

Real Party in Interest.

No. 75127

**FILED**

MAY 15 2018

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

*ORDER DENYING PETITION*

This is an original petition for a writ of habeas corpus. Melvin Lee Bailey asserts he is being unlawfully restrained because there is no record or transcript of a hearing for a waiver of his preliminary examination. We decline to exercise our original jurisdiction in this matter. See NRAP 22 ("An application for an original writ of habeas corpus should be made to the appropriate district court."); *see also Zobrist v. Sheriff, Carson City*, 96 Nev. 625, 626, 614 P.2d 538, 539 (1980) (indicating this court has discretion to decide whether to entertain an original petition for a writ of habeas corpus and that such petitions raising questions of fact should be considered "by a tribunal equipped to handle that task"). Accordingly, without reaching the merit of any claims raised, we

ORDER the petition DENIED.

Silver, C.J.  
Silver

Tao, J.  
Tao

Gibbons, J.  
Gibbons

cc: Melvin Lee Bailey  
Attorney General/Carson City  
Washoe County District Attorney  
Washoe District Court Clerk