

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN EDWARD KIRBY,
Petitioner,
vs.
NEVADA COURT OF APPEALS,
Respondent.

No. 87717

FILED

DEC 29 2023


ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

ORDER DENYING PETITION

This original pro se petition for a writ of mandamus seeks a writ directing petitioner's counsel to seek supreme court review of a court of appeals order affirming the district court's denial of petitioner's postconviction habeas petition. Having considered the petition, we are not persuaded that our extraordinary and discretionary intervention is warranted. *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991). Accordingly, we

ORDER the petition DENIED.¹

 _____, C.J.
Stiglich

 _____, J.
Cadish

 _____, J.
Herndon

¹We further deny petitioner's motion for the appointment of counsel.

cc: Hon. David A. Hardy, District Judge
John Edward Kirby
Attorney General/Carson City
Washoe District Court Clerk