

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID JACKSON,
Appellant,
vs.
DEPARTMENT OF PAROLE AND
PROBATION,
Respondent

No. 42711

FILED

FEB 19 2004

ORDER DENYING PETITION

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY J. Richards
CHIEF DEPUTY CLERK

This is a proper person petition for a writ of mandamus. Petitioner seeks an order directing the Department of Parole and Probation to carry out the legislature's intent that lifetime supervision be non-punitive. We have considered the petition on file herein, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time.¹ This court has already determined that lifetime supervision was punitive in nature despite some indication that the legislature intended it to be a civil law enforcement tool.² Accordingly, we ORDER the petition DENIED.

Shearing, C.J.
Shearing

Rose, J.
Rose

Maupin, J.
Maupin

¹See NRS 34.160; NRS 34.170.

²See Palmer v. State, 118 Nev. ___, 59 P.3d 1192 (2002); see also NRS 213.1243(1) (providing that the board shall establish by regulation a program of lifetime supervision).

cc: David William Jackson
Attorney General Brian Sandoval/Carson City