

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES FRANCIS MEEGAN, II,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 40983

FILED

DEC 22 2004

ORDER OF REVERSAL AND REMAND

*[Signature]*  
DEPUTY CLERK

This is an appeal from a district court order denying appellant's post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Sally L. Loehrer, Judge.

On November 15, 1996, appellant James Francis Meegan, II, was convicted, pursuant to a jury verdict, of first-degree murder. The district court sentenced Meegan to serve a prison term of life without the possibility of parole. Meegan appealed, and this court affirmed the conviction.<sup>1</sup>

On September 17, 1999, Meegan filed a proper person post-conviction petition for a writ of habeas corpus. The State opposed the petition. Without conducting an evidentiary hearing or appointing counsel, the district court denied the petition. Meegan appealed, and this court reversed the order of the district court, remanding the matter for the

<sup>1</sup>Meegan v. State, 114 Nev. 1150, 968 P.2d 292 (1998), clarified by Vanisi v. State, 117 Nev. 330, 22 P.3d 1164 (2001).