

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT J. MCCANN,
Petitioner,

vs.

NEVADA DEPARTMENT OF
CORRECTIONS; HOWARD SKOLNIK,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 52743

FILED

DEC 02 2008

THOMAS L. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus, or alternatively, a writ of prohibition. Petitioner seeks an order directing the Nevada Department of Corrections to properly compute his statutory credits. We have considered the documents submitted in this matter, and we conclude that no relief is warranted at this time.¹ A challenge to the computation of time served must be raised in a post-conviction petition for

¹NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330.

a writ of habeas corpus filed in the district court in the first instance.²

Accordingly, we

ORDER the petition DENIED.

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

Douglas, J.
Douglas

cc: Robert J. McCann
Attorney General Catherine Cortez Masto/Carson City

²NRS 34.724(2)(c); NRS 34.738(1).