

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ROBERT L. BUTTERFIELD,  
Appellant,  
vs.  
THE STATE OF NEVADA  
DEPARTMENT OF CORRECTIONS;  
THE STATE OF NEVADA; JAMES  
DZURENDA, DIRECTOR; AND RENEE  
BAKER, WARDEN,  
Respondents.

No. 75869-COA

FILED

DEC 07 2018

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

*ORDER OF AFFIRMANCE*

Robert Butterfield appeals from an order denying a petition for a writ of mandamus. Eleventh Judicial District Court, Pershing County; Jim C. Shirley, Judge.

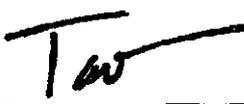
In his petition for a writ of mandamus, Butterfield sought an order directing the Nevada Department of Corrections (NDOC) to provide him with a pillow, asserting that the NDOC was required to provide him with a pillow pursuant to Nevada Administrative Code (NAC) Chapter 211, governing city and county jails. The district court denied the petition, concluding that the NAC does not apply to the NDOC. This appeal followed.

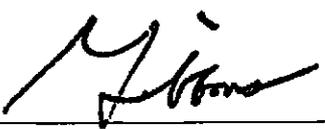
This court reviews an order resolving a petition for mandamus relief for an abuse of discretion. *Kay v. Nunez*, 122 Nev. 1100, 1105, 146 P.3d 801, 805 (2006). Based upon our review of the record on appeal, we conclude that the district court did not abuse its discretion in denying Butterfield's petition. See NRS 34.160; NRS 34.170; see also NRS 233B.039(1)(b) (exempting the Nevada Department of Corrections

from the requirements of the Nevada Administrative Code). Accordingly,  
we

ORDER the judgment of the district court AFFIRMED.

  
\_\_\_\_\_, C.J.  
Silver

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. Jim C. Shirley, District Judge  
Robert L. Butterfield  
Attorney General/Carson City  
Pershing County Clerk