

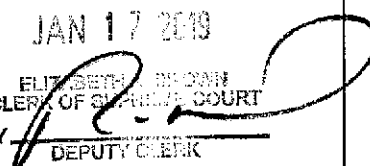
IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JOHN RANDALL QUINTERO,
Appellant,
vs.
THE STATE OF NEVADA; AND JAMES
DZURENDA, DIRECTOR, NDOC,
Respondents.

No. 75246-COA

FILED

JAN 17 2019

ELIZABETH BROWN
CLERK OF APPEALS COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

John Randall Quintero appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on December 4, 2017.¹ First Judicial District Court, Carson City; James E. Wilson, Judge.

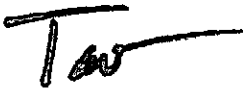
Quintero claimed the Nevada Department of Corrections was not properly applying the statutory credits he earned to his minimum sentence as required by NRS 209.4465. However, the district court found that Quintero had appeared before the Nevada Board of Parole Commissioners, he had been denied parole on his sole sentence, and, consequently, his claim was moot.

Because the record supports the district court's factual findings, and because a parole hearing would be the only relief available and no statutory authority or case law permits a retroactive grant of parole, *see*

¹This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).

Williams v. State Dep't of Corr., 133 Nev. ___, ___ n.7, 402 P.3d 1260, 1265 n.7 (2017), we conclude the district court did not err by determining Quintero's claim was moot, *see Johnson v. Dir., Nev. Dep't of Prisons*, 105 Nev. 314, 316, 774 P.2d 1047, 1049 (1989). Accordingly, we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. James E. Wilson, District Judge
John Randall Quintero
Attorney General/Carson City
Carson City Clerk

²The Honorable Michael L. Douglas did not participate in the decision in this matter.