

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

GERMAN ORLANDO GONZALES,  
Appellant,  
vs.  
ISIDRO BACA, WARDEN; JAMES  
DZURENDA, DIRECTOR; DWAYNE  
DEAL, OMD DIRECTOR; THE  
HONORABLE BRIAN SANDOVAL,  
GOVERNOR; AND THE STATE OF  
NEVADA,  
Respondents.

No. 76561-COA

**FILED**  
MAY 15 2019  
ELIZABETH A. BROWN  
CLERK OF THE COURT  
BY *[Signature]*  
CHIEF DEPUTY CLERK

*ORDER OF AFFIRMANCE*

German Orlando Gonzales appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on June 4, 2018.<sup>1</sup> First Judicial District Court, Carson City; William A. Maddox, Senior Judge.

Gonzales 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 Gonzales had appeared before the Nevada Board of Parole Commissioners, he had been denied parole on his sentence, and consequently his claim was moot.

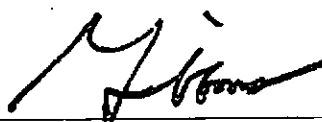
Because the record supports the district court's factual findings, and because a parole hearing would be the only relief available and no statutory authority or case law permits a retroactive grant of parole, *see*

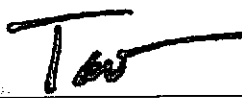
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<sup>1</sup>This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).

*Williams v. State Dep't of Corr.*, 133 Nev. 594, 600 n.7, 402 P.3d 1260, 1265 n.7 (2017), we conclude the district court did not err by determining Gonzales' 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.

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

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

  
\_\_\_\_\_, J.  
Bulla

cc: First Judicial District Court  
Hon. William A. Maddox, Senior Judge  
German Orlando Gonzales  
Attorney General/Carson City  
Carson City Clerk