

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

LARRY FRANCIS GEPSON,
Appellant,
vs.
PERRY RUSSELL, WARDEN, W.S.C.C.,
Respondent.

No. 76807-COA

FILED

MAY 21 2019

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

ORDER OF AFFIRMANCE

Larry Francis Gepson appeals from an order of the district court dismissing a postconviction petition for a writ of habeas corpus filed on May 9, 2018.¹ First Judicial District Court, Carson City; James E. Wilson, Judge.


In his petition, Gepson claimed his due process rights were violated at a prison disciplinary hearing that resulted in disciplinary segregation. Gepson's claim challenging the prison disciplinary hearing proceedings was not cognizable in a petition for a writ of habeas corpus because Gepson did not lose any credits and the claim challenged the conditions of his confinement. *See* NRS 34.720; NRS 34.724(1); *Bowen v. Warden*, 100 Nev. 489, 490, 686 P.2d 250, 250 (1984) ("[A] petition for writ of habeas corpus may challenge the validity of current confinement, but not


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).

the conditions thereof."). Therefore, we conclude the district court did not err by dismissing Gepson's petition, and we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. James E. Wilson, District Judge
Larry Francis Gepson
Attorney General/Carson City
Carson City Clerk