

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MIGUEL ANGEL LOPEZ-SUAREZ,  
Appellant,  
vs.  
BRIAN E. WILLIAMS, WARDEN;  
JAMES DZURENDA, DIRECTOR OF  
NDOC; OFFICE OF OFFENDER  
MANAGEMENT; AND THE STATE OF  
NEVADA,  
Respondents.

No. 71738

**FILED**

OCT 12 2017

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

MIGUEL ANGEL LOPEZ-SUAREZ,  
Appellant,  
vs.  
BRIAN E. WILLIAMS, SR., WARDEN,  
Respondent.

No. 71739

MIGUEL ANGEL LOPEZ-SUAREZ,  
Appellant,  
vs.  
THE STATE OF NEVADA; JO GENTRY  
S.D.C.C.; AND BRIAN WILLIAMS, SR.,  
WARDEN  
Respondents.

No. 71740 ✓

*ORDER OF AFFIRMANCE*

Miguel Angel Lopez-Suarez appeals from orders of the district court denying three postconviction petitions for a writ of habeas corpus.<sup>1</sup> Eighth Judicial District Court, Clark County; Linda Marie Bell, Judge.

<sup>1</sup>Docket No. 71738 is an appeal from the denial of a petition filed on May 31, 2016, in district court case number A-16-737563-W. Docket No. 71739 is an appeal from the denial of a petition filed on July 25, 2016, in  
*continued on next page . . .*

In his petitions, Lopez-Suarez claimed the Nevada Department of Corrections (NDOC) improperly declined to apply statutory credits toward his minimum term. The district court concluded Lopez-Suarez was not entitled to relief because he is serving a prison term for a category B felony he committed in 2013, and for those reasons, the NDOC may only apply credits toward Lopez-Suarez' maximum term pursuant to NRS 209.4465(8)(d).<sup>2</sup> Given these circumstances, we conclude the district court did not err in denying this claim.

Next, Lopez-Suarez appeared to claim the NDOC improperly denied him the opportunity to earn work credits despite his willingness to work while incarcerated. Lopez-Suarez had no right to employment while in prison. See NRS 209.461(1); *Collins v. Palczewski*, 841 F. Supp. 333, 336-37 (D. Nev. 1993) (recognizing a prisoner has no independent constitutional right to employment and that the Nevada statutes do not mandate employment). Therefore, Lopez-Suarez cannot demonstrate lack

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district court case number A-16-740529-W. Docket No. 71740 is an appeal from the denial of a petition filed on October 10, 2016, in district court case number A-16-744764-W. These appeals have been submitted for decision without oral argument and we conclude the records are sufficient for our review and briefing is unwarranted. See NRAP 34(f)(3), (g).

<sup>2</sup>In all three petitions, Lopez-Suarez challenged the computation of time served for his sentence for attempted discharging a firearm out of a motor vehicle, a category B felony. See NRS 193.330(1)(a)(2); NRS 202.287(1)(b).