

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

KENYA FRANKLIN,  
Appellant,  
vs.  
BRIAN WILLIAMS, SR., WARDEN,  
Respondent.

No. 87006-COA

FILED

APR 10 2024

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER OF AFFIRMANCE*

Kenya Franklin appeals from an order of the district court denying a postconviction petition for a writ of habeas corpus challenging the computation of time served. Eighth Judicial District Court, Clark County; Erika D. Ballou, Judge.

In his April 21, 2023, petition, Franklin sought the application of statutory credits to his minimum sentence. Respondent moved to dismiss the petition because Franklin failed to first exhaust his administrative remedies as required by NRS 34.724(1), (2)(c). Franklin did not file a response to respondent's motion, and the district court found that Franklin failed to allege that he had exhausted his administrative remedies before filing his petition. The district court's finding is supported by the record.

Accordingly, we conclude the district court did not err by denying the petition, and we

ORDER the judgment of the district court AFFIRMED.

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

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

  
\_\_\_\_\_, J.  
Westbrook

cc: Hon. Erika D. Ballou, District Judge  
Kenya Franklin  
Attorney General/Carson City  
Clark County District Attorney  
Attorney General/Las Vegas  
Eighth District Court Clerk