

IN THE SUPREME COURT OF THE STATE OF NEVADA

JEWELL SMITH,
Petitioner,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK,
Respondent,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 41792

FILED

MAR 04 2004

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *Richard*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION

This proper person petition for a writ of mandamus challenges a district court order denying a motion to expedite a hearing on petitioner's post-conviction habeas petition. In the petition below, petitioner sought earned good time credits for the time he spent in presentence confinement. Petitioner has now been discharged from his sentence and is no longer in the custody of the Nevada Department of Corrections. Accordingly, we deny this petition as moot.

It is so ORDERED.¹

Shearing, C.J.
Shearing

Becker, J.
Becker

Agosti, J.
Agosti

¹We have considered all proper person documents submitted herein and conclude that the relief requested is not warranted.

cc: Hon. Stewart L. Bell, District Judge
Jewell Smith
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk