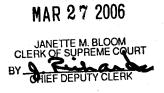
IN THE SUPREME COURT OF THE STATE OF NEVADA

LEROY COLLINS, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 46553

ORDER OF AFFIRMANCE



FILED

This is a proper person appeal from an order of the district court dismissing a petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Joseph T. Bonaventure, Judge.

On August 24, 2005, appellant filed a proper person petition for a writ of habeas corpus in the district court. The State filed a motion to dismiss the petition. Appellant filed a response. On December 9, 2005, the district court dismissed the petition. This appeal followed.

In his petition, appellant challenged his placement in administrative segregation. Based upon our review of the record on appeal, we conclude that the district court did not err in dismissing the petition. Because appellant challenged only the conditions of confinement, appellant's claims were not cognizable in a petition for a writ of habeas corpus.¹ Therefore, we affirm the order of the district court.

¹<u>See Bowen v. Warden</u>, 100 Nev. 489, 490, 686 P.2d 250, 250 (1984) ("We have repeatedly held that a petition for writ of habeas corpus may challenge the validity of current confinement, but not the conditions thereof."); <u>see also Sandin v. Conner</u>, 515 U.S. 472 (1995).

SUPREME COURT OF NEVADA Having reviewed the record on appeal and for the reasons set forth above, we conclude that appellant is not entitled to relief and that briefing and oral argument are unwarranted.² Accordingly, we

ORDER the judgment of the district court AFFIRMED.

en J. Maugin J.

Gibbons

J. Hardesty

cc:

Hon. Joseph T. Bonaventure, District Judge Leroy Collins Attorney General George Chanos/Carson City Clark County District Attorney David J. Roger Clark County Clerk

²See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

SUPREME COURT OF NEVADA