

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL HUDSON,
Appellant,
vs.
NEVADA BOARD OF PRISON
COMMISSIONERS AND DIRECTOR,
NEVADA DEPARTMENT OF PRISONS,
JACKIE CRAWFORD,
Respondents.

No. 46573

FILED

APR 28 2006

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

ORDER OF AFFIRMANCE

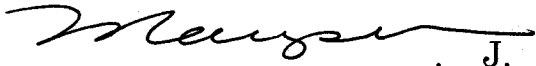
This is a proper person appeal from an order of the district court purporting to grant appellant's petition and order appellant's immediate discharge from the Nevada Department of Corrections. Sixth Judicial District Court, Pershing County; John M. Iroz, Judge.

Appellant filed the instant petition on October 13, 2004, alleging the Nevada Department of Corrections had miscalculated his discharge date. The district court entered its order on December 2, 2005, noting that appellant was due to discharge his sentence on December 4, 2005. This appeal followed.

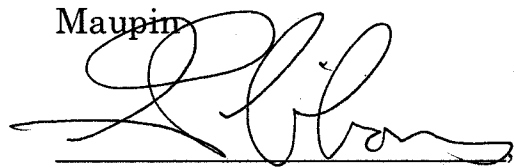
It appears that appellant has fully discharged his sentence and is no longer in the custody of the Nevada Department of Corrections. We therefore conclude appellant's appeal is moot, and we affirm the order of the district court on this basis.

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.¹ Accordingly, we

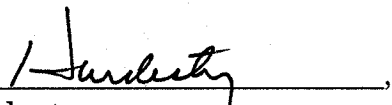
ORDER the judgment of the district court AFFIRMED.²


_____ J.

Maupin


_____ J.

Gibbons


_____ J.

Hardesty

cc: Hon. John M. Iroz, District Judge
Michael Hudson
Attorney General George Chanos/Carson City
Pershing County Clerk

¹See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

²We have reviewed the proper person letter received by the court from Bailey Willoughby in this matter, and we conclude that no relief based upon the submission is warranted. To the extent that appellant has attempted to present claims or facts in the submission which were not previously presented in the proceedings below, we have declined to consider them in the first instance.