


IN THE SUPREME COURT OF THE STATE OF NEVADA

DENNIS JUNIOR COOPER, III A/K/A
DENNIS COOPER A/K/A DENNIS
COOPER, JR., III,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 46976

FILED

OCT 17 2006

BY  MINNIE M. BLOOM
CLERK OF SUPREME COURT
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court denying appellant's petition for a writ of habeas corpus. Sixth Judicial District Court, Pershing County; Richard Wagner, Judge.

Appellant Dennis Cooper was originally convicted, pursuant to a guilty plea, of one count of robbery and sentenced to a prison term of 4 to 12 years. On November 30, 2001, approximately one year after his conviction, Cooper was erroneously granted a mandatory parole. Ten days after he was paroled, Cooper committed another robbery. Subsequent to his conviction on that charge, the Parole Board revoked his erroneously-granted mandatory parole to the expiration of his sentence. Pursuant to statute, Cooper's good time credits were forfeited.¹

Cooper filed a petition for a writ of habeas corpus seeking the restoration of his good time credits, an immediate parole hearing, and immediate parole to the sentence for the second robbery. Cooper argued that because the original parole was erroneously granted, he should not

¹See NRS 213.1519(2).

have to suffer the consequences of its revocation. After conducting a hearing, the district court denied the petition.

We conclude that the district court did not err by denying the petition. Cooper did not object to being placed on mandatory parole and he was aware of the consequences should his parole be revoked. Cooper will not now be heard to complain that he has suffered those consequences because of his actions. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Becker, J.
Becker

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

cc: Hon. Richard Wagner, District Judge
State Public Defender/Carson City
Attorney General George Chanos/Carson City
Pershing County Clerk