IN THE SUPREME COURT OF THE STATE OF NEVADA

RAY PINEDA,
Appellant,
   vs.
E.K. MCDANIEL, WARDEN,
Respondent.

No. 56142

**FILED**

OCT 22 2010

## ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court dismissing a post-conviction petition for a writ of habeas corpus.[1] Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge.

In his petition, appellant challenged the procedures used in a disciplinary hearing resulting in sanctions of 365 days of disciplinary segregation, restitution, and referral for possible forfeiture of time earned. Our review of the record reveals that the district court did not err in dismissing appellant's petition. While appellant was referred for the possible forfeiture of credits, appellant did not demonstrate or allege any actual loss of credits. Accordingly, appellant's claims only challenged the conditions of his confinement, and such challenges are not cognizable in a

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[1]This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

SUPREME COURT
OF
NEVADA

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post-conviction petition for a writ of habeas corpus.  See Bowen v. Warden, 100 Nev. 489, 490, 686 P.2d 250, 250 (1984); see also Sandin v. Conner, 515 U.S. 472, 484 (1995).  Therefore, we

ORDER the judgment of the district court AFFIRMED.[2]

_____, J.
Cherry

_____, J.
Saitta

_____, J.
Gibbons

cc:     Hon. Steve L. Dobrescu, District Judge
        Seventh Judicial District Clerk
        Ray Pineda
        Attorney General/Ely
        White Pine County Clerk

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[2]We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted.  To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.