

IN THE SUPREME COURT OF THE STATE OF NEVADA

DON M. SAVAGE A/K/A DONALD M.
SAVAGE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56563

FILED

MAY 10 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is a proper person appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus.¹ Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

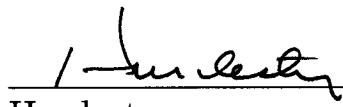
In his petition, filed on February 23, 2010, appellant appeared to allege that he had been improperly denied a parole hearing in district court case no. C225638, resulting in an incorrect calculation of his sentence. Appellant expired his sentence in case no. C225638 on September 8, 2008. Therefore, appellant's petition was moot, and was properly denied by the district court. See Johnson v. Director, Dep't Prisons, 105 Nev. 314, 316, 774 P.2d 1047, 1049 (1989) (stating that

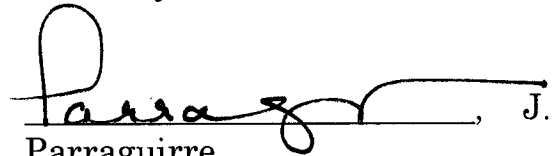
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

expiration of a defendant's sentence rendered any question concerning computation of the sentence moot). Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, J.
Saitta


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Michelle Leavitt, District Judge
Don M. Savage
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk