

IN THE SUPREME COURT OF THE STATE OF NEVADA

SANDY ALIBANGBANG,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 56843

**FILED**

NOV 15 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court denying appellant Sandy Alibangbang's post-conviction petition for a writ of habeas corpus and/or writ of coram nobis.<sup>1</sup> Eighth Judicial District Court, Clark County; Linda Marie Bell, Judge.

Alibangbang claims that the district court erred by denying his petition because he (1) was placed on an immigration hold as a result of his conviction and therefore was under a sentence of imprisonment for purposes of NRS 34.724(1), (2) presented new evidence of actual innocence to overcome the procedural bar to his untimely-filed petition, and (3) was not properly informed of the immigration consequences of his guilty plea. However, Alibangbang's sentence expired before he filed his petition and habeas relief is not available to petitioners who have completed the sentence imposed by the judgment of conviction (the immigration hold was not a sentence imposed by the judgment of conviction). See Nev. Const.

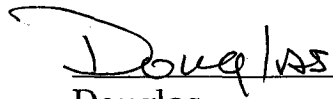
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<sup>1</sup>Alibangbang did not present any argument in support of the coram nobis remedy in the district court and he does not argue that the remedy is appropriate on appeal.

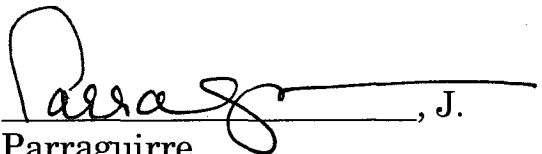
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art. 6, § 6(1); NRS 34.724(1); Jackson v. State, 115 Nev. 21, 23, 973 P.2d 241, 242 (1999). Accordingly, we conclude that the district court did not err by denying Alibangbang's petition, and we

ORDER the judgment of the district court AFFIRMED.

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. Linda Marie Bell, District Judge  
Benson Lee and Associates  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk