

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL STRINGER,  
Appellant,  
vs.  
RENEE BAKER, WARDEN,  
Respondent.

No. 59505

**FILED**

**MAR 07 2012**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *R. Malone*  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from an order denying a petition for a writ of habeas corpus.<sup>1</sup> Seventh Judicial District Court, White Pine County; Dan L. Papez, Judge.

In his petition, filed on September 16, 2011, appellant claimed that the Nevada Department of Corrections was improperly refusing to submit petitioner for a parole hearing. Appellant acknowledged that he was confined pursuant to a judgment of conviction. Because appellant was not challenging the validity of his judgment of conviction, his claim was not cognizable in a petition for a writ of habeas corpus.<sup>2</sup> See NRS 34.360.

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<sup>1</sup>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 Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

<sup>2</sup>Noting that appellant's claims appeared to be outside the limited scope cognizable in post-conviction habeas petitions, the district erred in construing the petition as one for post-conviction habeas relief. We nevertheless affirm the district court's decision for the reasons stated above. See Wyatt v. State, 86 Nev. 294, 298, 468 P.2d 338, 341 (1970) (holding that a correct result will not be reversed simply because it is based on the wrong reason).

Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Douglas, J.  
Douglas

Gibbons J.  
Gibbons

Parraguirre, J.  
Parraguirre

cc: Hon. Dan L. Papéz, District Judge  
Michael Stringer  
Attorney General/Carson City  
White Pine County Clerk