


IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CHARLES CLINTON NEWTON, JR.,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK,  
Respondent.

No. 73100

**FILED**


JUL 12 2017

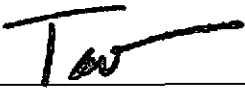
ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER DENYING PETITION*

This original petition for a writ of mandamus seeks an order directing the district court to show cause why his sentence in district court case number C-15-308535-1 is not his controlling sentence. We conclude this court's intervention by way of a writ of mandamus is not warranted because petitioner has a plain, speedy, and adequate remedy for challenging the application of his sentences. See NRS 34.160; NRS 34.170. Specifically, a postconviction petition filed in the district court for the county in which the petitioner is incarcerated "is the only remedy available to an incarcerated person to challenge the computation of time that the person has served pursuant to a judgment of conviction." NRS 34.724(2)(c); see NRS 34.738(1). Accordingly, without considering the merit of the claim raised, we

ORDER the petition DENIED.

  
\_\_\_\_\_, C.J.  
Silver

  
\_\_\_\_\_, J.  
Tao

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

17-90414

cc: Hon. Richard F. Scotti, District Judge  
Charles Clinton Newton, Jr.  
Attorney General/Carson City  
Eighth District Court Clerk