

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ROBERT LLOYD MELLO,  
Petitioner,

vs.

NEVADA PAROLE BOARD; AND THE  
STATE OF NEVADA DEPARTMENT  
OF CORRECTIONS,  
Respondents.

No. 75373

**FILED**

JUL 20 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER DENYING PETITION*

This is an original petition for a writ of mandamus and/or prohibition. Relying on *Douglas v. State*, 124 Nev. 379, 184 P.3d 1037 (2008), Robert Lloyd Mello asserts the Board of Parole Commissioners improperly applied NRS 213.1214 to him by requiring a psychological review panel certification because, although he was convicted of open or gross lewdness, he was seeking parole for a non-sexual offense. Mello seeks an order directing the Board to reconsider him for parole without requiring him to undergo a psychological assessment.


We have considered the petition, and we are not satisfied this court's intervention by way of extraordinary writ is warranted. See NRS 34.160; NRS 34.170; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) ("Petitioner[ ] carr[ies] the burden of demonstrating that extraordinary relief is warranted."). We note, since *Douglas* was issued, the language in NRS 213.1214 has changed and now requires the Department of Corrections to "assess each prisoner who has been convicted of a sexual offense to determine the prisoner's risk to reoffend in a sexual manner." NRS 213.1214(1). Further, a sex offender includes a person who


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has been convicted of a sexual offense after July 1, 1956. NRS  
213.1214(6)(c)(1). Accordingly, we

ORDER the petition DENIED.

, C.J.  
Silver

, J.  
Tao

, J.  
Gibbons

cc: Robert Lloyd Mello  
Attorney General/Carson City