

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

QUINCY MARTELL LOVETTE,  
Appellant,  
vs.  
BRIAN WILLIAMS, WARDEN,  
Respondent.

No. 75002

FILED

OCT 24 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

ORDER OF AFFIRMANCE

Quincy Martell Lovette appeals from an order of the district court denying a postconviction petition for a writ of habeas corpus filed on September 7, 2017.<sup>1</sup> Eighth Judicial District Court, Clark County; Linda Marie Bell, Chief Judge.

Lovette claimed he was entitled to the application of statutory credits to his minimum sentence pursuant to NRS 209.4465(7)(b). The district court found Lovette committed a category B felony after 2007 and was thus not entitled to the application of credits to his minimum sentence. See NRS 209.4465(8)(d). The district court's finding is not supported by any evidence in the record. We nevertheless conclude the district court reached the correct result in denying Lovette's petition.

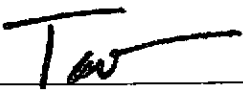
Whether Lovette is entitled to the application of credits to his minimum sentence depends on when he committed his crime or crimes. See generally *Williams v. State*, 133 Nev. \_\_\_, 402 P.3d 1260 (2017) (holding credits should be applied to certain minimum sentences for crimes


<sup>1</sup>This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).

committed between the 1997 enactment and 2007 amendment of NRS 209.4465). Lovette claimed to have committed category B felonies, but he did not state when he committed them. He thus failed to support his claim with necessary specific factual allegations. *Cf. Hargrove v. State*, 100 Nev. 498, 502-03, 686 P.2d 222, 225 (1984) (holding a petitioner is not entitled to an evidentiary hearing where his claims are unsupported by specific factual allegations that, if true, would have entitled him to relief). We therefore conclude the district court did not err by denying Lovette's petition, see *Wyatt v. State*, 86 Nev. 294, 298, 468 P.2d 338, 341 (1970) (holding a correct result will not be reversed simply because it is based on the wrong reason), and we

ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. Linda Marie Bell, Chief Judge  
Quincy Martell Lovette  
Attorney General/Carson City  
Eighth District Court Clerk