

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

NICKELAS MEDRANO,  
Appellant,  
vs.  
JO GENTRY, WARDEN; AND THE  
STATE OF NEVADA,  
Respondents.

No. 74359

**FILED**

AUG 24 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER OF AFFIRMANCE*

Nickelas Medrano appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on February 28, 2017.<sup>1</sup> Eighth Judicial District Court, Clark County; Linda Marie Bell, Chief Judge.

In his petition, Medrano claimed the Nevada Department of Corrections was not applying the statutory credits he earned to his minimum sentence as required by NRS 209.4465(9). He acknowledged that he was arrested in 2015, he was convicted of a category B felony, and he was sentenced to a prison term of 6 to 15 years. The district court found he was not entitled to have statutory credits applied to his minimum sentence because he committed his crime after NRS 209.4465 was amended in 2007 and the 2007 amendments specifically exclude category B felons from receiving credit toward their minimum sentence. We conclude Medrano

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<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).


failed to demonstrate he was entitled to relief and the district court did not err in denying this claim.

Medrano also claimed the application of NRS 209.4465(8) violated the Ex Post Facto Clause. However, he did not allege that he committed his crime before NRS 209.4465(8) became effective in 2007. Therefore, we conclude he failed to demonstrate he was entitled to relief and the district court did not err in denying this claim. See 2007 Nev. Stat., ch. 525, § 22, at 3196; *Weaver v. Graham*, 450 U.S. 24, 28-29(1981).

Having concluded Medrano is not entitled to relief, we  
ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. Linda Marie Bell, Chief Judge  
Nickelas Medrano  
Attorney General/Carson City  
Attorney General/Las Vegas  
Clark County District Attorney  
Eighth District Court Clerk