


IN THE COURT OF APPEALS OF THE STATE OF NEVADA

WILLIAM ALBERT ROLLANS,  
Appellant,  
vs.  
JO GENTRY, WARDEN,  
Respondent.

No. 74443

**FILED**

AUG 24 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER OF AFFIRMANCE*

William Albert Rollans appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on March 30, 2017.<sup>1</sup> Eighth Judicial District Court, Clark County; Linda Marie Bell, Chief Judge.

In his petition, Rollans claimed the Nevada Department of Corrections was not applying the statutory credits he earned to his minimum sentence as required by NRS 209.4465(7)(b). The district court determined Rollans was not entitled to good time deductions from his parole eligibility date because he was serving sentences for category B felonies he committed after 2007.

On appeal, Rollans claims the district court erred in its interpretation of NRS 209.4465. We have reviewed the statute and conclude the district court correctly determined Rollans was not entitled to have credits deducted from his minimum sentence because he committed his crimes after NRS 209.4465 was amended in 2007 and the 2007 amendments specifically exclude category B felons from receiving credit

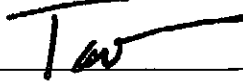
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<sup>1</sup>This appeal has been submitted for decision without oral argument. NRAP 34(f)(3).

toward their minimum sentence.<sup>2</sup> See 2007 Nev. Stat., ch. 525, § 5, at 3177; see generally *Robert E. v. Justice Court of Reno Twp.*, 99 Nev. 443, 445, 664 P.2d 957, 959 (1983) (“When presented with a question of statutory interpretation, the intent of the legislature is the controlling factor and, if the statute under consideration is clear on its face, a court cannot go beyond the statute in determining legislative intent.”). Accordingly, we

ORDER the judgment of the district court AFFIRMED.<sup>3</sup>

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

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

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

cc: Hon Linda Marie Bell, Chief Judge  
William Albert Rollans  
Attorney General/Carson City  
Attorney General/Las Vegas  
Eighth District Court Clerk

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<sup>2</sup>Rollans was convicted of conspiracy to commit robbery and attempted robbery for crimes he committed in 2015. See NRS 193.330(1)(a)(2); NRS 199.480(1); NRS 200.380(2).

<sup>3</sup>To the extent Rollans also claims his equal protection rights were violated, we decline to consider this claim because it was not raised in his habeas petition or considered by the district court in the first instance. See *Davis v. State*, 107 Nev. 600, 606, 817 P.2d 1169, 1173 (1991), *overruled on other grounds by Means v. State*, 120 Nev. 1001, 103 P.3d 25 (2003).