

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

PETER JASON HELFRICH,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 76524

FILED

AUG 14 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

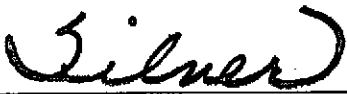
ORDER DENYING PETITION


In this original petition for a writ of habeas corpus Peter Jason Helfrich asserts he is being unlawfully restrained and he is being denied credit allowed under NRS 209.4465(2) because Nevada Department of Corrections officials are refusing to provide him fair and meaningful educational or work opportunities.

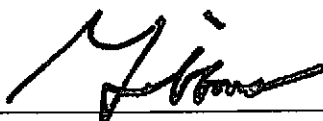
We conclude this court's intervention by way of extraordinary relief is not warranted. To the extent Helfrich challenges the conditions of his confinement, this claim is not properly raised in a petition for a writ of habeas corpus. A challenge to the conditions of confinement may be raised in a civil rights action. To the extent Helfrich challenges the computation of time he has served, this claim is not properly raised before this court in the first instance. A postconviction petition for a writ of habeas corpus filed in the district court in the county in which the petitioner is incarcerated "[i]s 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 deciding upon the merits of any claims raised, we

ORDER the petition DENIED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Peter Jason Helfrich
Attorney General/Carson City
Eighth District Court Clerk