

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

THOMAS R. BRAND, JR.,
Petitioner,

vs.

THE ELEVENTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
PERSHING,

Respondent,

and

RENEE BAKER, WARDEN,
Real Party in Interest.

No. 76539

FILED

AUG 14 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK


ORDER DENYING PETITION


This original petition for a writ of mandamus seeks an order directing the district court to: (1) withdraw its referral of Thomas R. Brand, Jr., to the Nevada Department of Corrections for the forfeiture of good-time credits, (2) allow Brand to fully develop his constitutional claims and argument for a change in the law regarding the application of credit under NRS 209.4465 and to seek credit under this statute, and (3) allow Brand to argue AB510 unlawfully overrode all sentencing statutes in the State of Nevada.

We have considered the petition, and we are not satisfied this court's intervention by way of extraordinary writ is warranted at this time. *See* NRS 34.160; *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."). Specifically, it appears Brand has a plain, speedy, and adequate remedy at law because he can appeal from the denial of his petition and, in the context of that appeal, he may challenge the entry of any intermediate orders. *See* NRS 34.170; *see also* NRS

34.575(1); NRS 177.045. Accordingly, without deciding upon the merits of any claims raised, we

ORDER the petition DENIED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Thomas R. Brand, Jr.
Attorney General/Carson City