

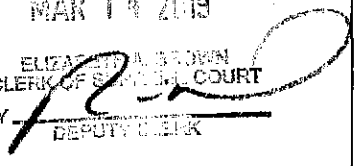
IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ABDUL HOWARD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 74484-COA

FILED

MAR 14 2019

ELIZABETH BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE


Abdul Howard appeals from a district court order denying a postconviction petition a writ of habeas corpus filed on September 21, 2015.¹ Eighth Judicial District Court, Clark County; Douglas Smith, Judge.


Our review of the record on appeal reveals that Howard was convicted of coercion on August 11, 2003, he was sentenced to a prison term of 12 to 48 months, and he expired his sentence for this conviction before filing the instant petition. “[A] post-conviction petition for a writ of habeas corpus cannot be filed by a petitioner who is no longer under a sentence of death or imprisonment for the conviction at issue.” *Coleman v. State*, 130 Nev. 190, 193, 321 P.3d 863, 865 (2014). Consequently, we conclude the


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

district court did not err by denying Howard's postconviction habeas petition, and we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Tao


_____, J.
Gibbons


_____, J.
Bulla

cc: Hon. Douglas Smith, District Judge
Abdul Howard
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We note that Howard's previous postconviction habeas petitions challenging the judgment of conviction in the underlying case were also rejected because he was no longer in custody for this case. *See Howard v. State*, Docket No. 63599 (Order of Affirmance, January 15, 2014); *Howard v. State*, Docket No. 59480 (Order of Affirmance, May 9, 2012).