

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JOSHUA DEAN DAMRON,
Appellant,
vs.
JO GENTRY, WARDEN,
Respondent.

No. 76819-COA

FILED

APR 05 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL


Joshua Dean Damron appeals from an order of the district court denying a postconviction petition for a writ of habeas corpus filed on January 15, 2018.


Our review of this appeal reveals a jurisdictional defect. The August 8, 2018, order granting in part and denying in part Damron's petition did not resolve all of the claims raised in the petition. Specifically, it did not address Damron's claim that the Nevada Department of Corrections is failing to apply credits he earned pursuant to NRS 209.4465 to his maximum sentence. It also did not address Damron's claim that he was entitled to 20 days', rather than ten days', statutory credits per month. *See* 2007 Nev. Stat., ch. 525, § 21, at 3196 (stating when the 2007 increase in statutory credits would be given retroactive effect). The order was thus not a final order. *See Sandstrom v. Second Judicial Dist. Court*, 121 Nev. 657, 659, 119 P.3d 1250, 1252 (2005) (“[A] final order [is] one that disposes

of all issues and leaves nothing for future consideration.”). Accordingly, we lack jurisdiction to consider this appeal, and we

ORDER this appeal DISMISSED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Linda Marie Bell, Chief Judge
Joshua Dean Damron
Attorney General/Las Vegas
Eighth District Court Clerk