

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

SNIATH B. WILLIAM, II,
Appellant,
vs.
SEC. JAMES DZURENDA OF NDOC;
AND ISIDRO BACA, WARDEN,
Respondents.

No. 75970-COA

FILED

MAY 15 2019

EDY BETHA BROWN
CLERK OF THE SUPREME COURT
BY 
CHIEF DEPUTY CLERK

ORDER OF AFFIRMANCE

Sniath B. William, II, appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on March 15, 2018.¹ First Judicial District Court, Carson City; James Todd Russell, Judge.


William 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). However, the record demonstrates William was convicted of a category B felony for conduct that occurred after NRS 209.4465 was amended in 2007,² and, therefore, he is not entitled to relief on this claim. See NRS 209.4465(8)(d) (excluding category B felons from receiving credit toward their minimum sentence).


¹This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).


²William was convicted of felon in possession of a firearm for a crime he committed on or about May 26, 2015. See NRS 202.360(1).

William also claimed the application of NRS 209.4465(8) violates the Ex Post Facto Clause. However, because he committed his crime after NRS 209.4465(8) became effective in 2007, his claim is without merit. See 2007 Nev. Stat., ch. 525, § 22, at 3196; *Weaver v. Graham*, 450 U.S. 24, 28-29 (1981).

Having concluded William is not entitled to relief, we
ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. James Todd Russell, District Judge
Sniath B. William, II
Attorney General/Carson City
Carson City Clerk