

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

LEONARD MICHAEL SIMONS,
Petitioner,
vs.
BRIAN WILLIAMS, SR., WARDEN,
Respondent.

No. 72902

FILED

JUN 14 2017

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

ORDER DENYING PETITION

Leonard Michael Simons petitions this court to direct the Nevada Department of Corrections to apply credits to his minimum term under NRS 209.4465(7)(b).¹

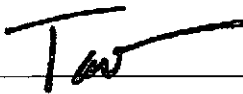
We have considered the petition on file herein, and we are not satisfied this court's intervention by way of extraordinary writ is warranted at this time. Accordingly, without deciding upon the merits of any claims raised therein, we deny the petition. See NRAP 21(b); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) ("Petitioner[] carr[ies] the burden of demonstrating that extraordinary relief is warranted."). Challenges to the computation of time served should be raised in a postconviction petition for a writ of habeas corpus

¹Simons has identified this matter as an appeal, however, he has not identified an order that he is attempting to appeal from. Because of this and the relief sought, we construe this matter as a petition for extraordinary relief.

filed in the district court in the first instance. NRS 34.724(2)(c); NRS 34.738(1). Accordingly, we

ORDER the petition DENIED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Leonard Michael Simons
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk