

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

TACUMA JAWANZA M'WANZA,
Appellant,
vs.
JERRY HOWELL, WARDEN,
Respondent.

No. 79782-COA

FILED

MAY 26 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *Elizabeth A. Brown*
CHIEF DEPUTY CLERK

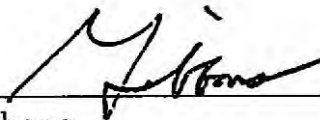
ORDER OF AFFIRMANCE

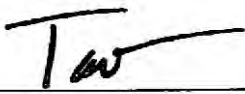
Tacuma Jawanza M'Wanza appeals from a single district court order that denied postconviction petitions for a writ of habeas corpus filed on January 7, 2019, and February 5, 2019. Eighth Judicial District Court, Clark County; Tierra Danielle Jones, Judge.

M'Wanza claims the district court erred by denying, as moot, his claims that the Nevada Department of Corrections is improperly denying him credit off his minimum term, he is entitled to have 40% deducted off his sentence separate from the provisions in NRS 209.4465, and the denial of credit violates his rights under the Equal Protection Clause, the Due Process Clause, and the Eighth Amendment. The district court found that M'Wanza received a parole hearing on April 1, 2019, and was denied parole at that time. The district court concluded that M'Wanza's appearance before the Board of Parole Commissioners rendered M'Wanza's challenges to the application of credit to his minimum term moot. The record supports the district court's findings, and we conclude the district court did not err by denying M'Wanza's petitions. *See Williams v. State, Dep't of Corr.*, 133 Nev. 594, 600 n.7, 402 P.3d 1260, 1265 n.7 (2017) ("[N]o relief can be afforded where the offender has already expired the sentence

or appeared before the parole board on the sentence.” (internal citation omitted)). Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Tierra Danielle Jones, District Judge
Tacuma Jawanza M'Wanza
Attorney General/Carson City
Attorney General/Las Vegas
Eighth District Court Clerk