

IN THE SUPREME COURT OF THE STATE OF NEVADA

EVAN SCOTT GRANT,  
Petitioner,

vs.

MARY K. BAKER, COMMISSIONER,  
NEVADA BOARD OF PAROLE  
COMMISSIONERS; SUSAN JACKSON,  
COMMISSIONER, NEVADA BOARD OF  
PAROLE COMMISSIONERS; TONY  
CORDA, COMMISSIONER, NEVADA  
BOARD OF PAROLE  
COMMISSIONERS; MICHAEL  
KEELER, COMMISSIONER, NEVADA  
BOARD OF PAROLE  
COMMISSIONERS; DARLA FOLEY,  
COMMISSIONER, NEVADA BOARD OF  
PAROLE COMMISSIONERS; AND THE  
STATE OF NEVADA BOARD OF  
PAROLE COMMISSIONERS,  
Respondents.

EVAN SCOTT GRANT,  
Petitioner,

vs.

CHARLES DANIELS, DIRECTOR,  
NEVADA DEPARTMENT OF  
CORRECTIONS; HAROLD WICKHAM,  
DEPUTY DIRECTOR OF  
OPERATIONS, NEVADA  
DEPARTMENT OF CORRECTIONS;  
PERRY RUSSELL, WARDEN,  
NORTHERN NEVADA  
CORRECTIONAL CENTER; LISA  
WALSH, FORMER ASSOCIATE  
WARDEN OF PROGRAMS AND  
GRIEVANCE COORDINATOR,  
NORTHERN NEVADA  
CORRECTIONAL CENTER; NATHAN  
HUGHES, CORRECTIONAL  
CASEWORKER SPECIALIST III,

No. 82627

**FILED**

**MAY 14 2021**

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

No. 82628

NORTHER NEVADA CORRECTIONAL CENTER; TEJAY HARVEY, CORRECTIONAL CASEWORKER SPECIALIST, NORTHER NEVADA CORRECTIONAL CENTER; RONALD RAY HUDNALL, PSYCHOLOGIST III, WARM SPRINGS CORRECTIONAL CENTER; AND THE STATE OF NEVADA DEPARTMENT OF CORRECTIONS,  
Respondents.

### ORDER DENYING PETITIONS

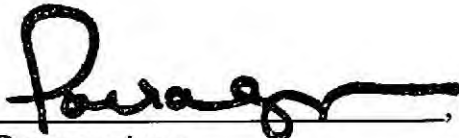
These original petitions for a writ of a mandamus challenge the denial of parole based on a failure to follow NRS 213.1214 and to consider all of the mitigating circumstances, the risk-level assessment tool used by the Department of Corrections, and the Department's failure to provide procedures to challenge the risk-level assessment and update administrative regulations.<sup>1</sup> We have reviewed the documents submitted in these matters, and without deciding upon the merits of any claims raised therein, we decline to exercise our original jurisdiction. Petitioner should file a petition for a writ of mandamus challenging the actions of the respondents in the district court in the first instance. *See State v. Eighth Judicial Dist. Court (Armstrong)*, 127 Nev. 927, 931, 267 P.3d 777, 779-80 (2011) (recognizing that the decision to entertain an extraordinary writ petition lies within our discretion); *Round Hill Gen. Improvement Dist. v. Newman*, 97 Nev. 601, 604, 637 P.2d 534, 536 (1981) (explaining that an appellate court is not suited to resolve factual disputes and therefore will not exercise its discretion to entertain a mandamus petition when there are

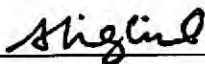
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<sup>1</sup>We elect to consolidate these petitions for disposition. *See* NRAP 3(b)(2) (permitting court to consolidate matters upon its own motion).

factual questions). He can then appeal from any adverse decision. See NRS 2.090(2) (providing that an order granting or refusing to grant mandamus is appealable). Accordingly, we

ORDER the petitions DENIED.

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Stiglich

  
\_\_\_\_\_, J.  
Silver

cc: Evan Scott Grant  
Attorney General/Carson City