

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUSTIN SUADE SLOTTO,
Appellant,
vs.
WARDEN, NEVADA STATE PRISON,
DONALD HELLING,
Respondent.

No. 39526

FILED

DEC 12 2002

ORDER OF AFFIRMANCE

JANEFF M. BLOOM
CLERK OF SUPREME COURT
BY *J. R. Haddad*
CHIEF DEPUTY CLERK

This is a proper person appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus.

On May 7, 2001, appellant filed a proper person post-conviction petition for a writ of habeas corpus in the district court challenging matters arising out of a prison disciplinary hearing resulting in sanctions of one year of disciplinary segregation, fifteen days of disciplinary detention, and ninety days of appliance restriction. On April 1, 2002, the district court denied appellant's petition. This appeal followed.

Based upon this court's review of the record on appeal, we conclude that the district court did not err in denying appellant's habeas corpus petition. "We have repeatedly held that a petition for a writ of habeas corpus may challenge the validity of current confinement, but not the conditions thereof."¹ Because appellant challenged the conditions of

¹Bowen v. Warden, 100 Nev. 489, 490, 686 P.2d 250, 250 (1984); see also Sandin v. Conner, 515 U.S. 472 (1995) (holding that liberty interests protected by the Due Process Clause will generally be limited to freedom

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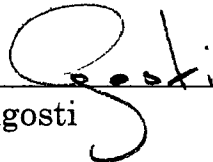
his confinement, appellant's claim was not cognizable in a post-conviction petition for a writ of habeas corpus.

Having reviewed the record on appeal and for the reasons set forth above, we conclude that appellant is not entitled to relief and that briefing and oral argument are unwarranted.² Accordingly, we

ORDER the judgment of the district court AFFIRMED.³


_____, C.J.
Young


_____, J.
Rose


_____, J.
Agosti

cc: Hon. William A. Maddox, District Judge
Attorney General/Carson City
Justin Suade Slotto
Carson City Clerk

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from restraint which imposes an atypical and significant hardship on the inmate in relation to the ordinary incidents of prison life).

²See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

³We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.