

FILED

APR - 8 2024

IN THE SUPREME COURT OF THE STATE OF NEVADA

ELIZABETH A. DROWN  
CLERK OF SUPREME COURT  
BY: *[Signature]*  
DEPUTY CLERK

DEMARENE COLEMAN,  
Appellant,  
  
vs.  
STATE OF NEVADA,  
Respondent.

Supreme Court No. 87992

District Court No. A-23-879247-W

**APPELLANT'S INFORMAL BRIEF**

**INSTRUCTIONS:** If you are an appellant proceeding pro se (without an attorney) in the Nevada Supreme Court, you must file either (1) a brief that complies with Nevada Rule of Appellate Procedure (NRAP) 28(a), or (2) a completed copy of this informal brief form, see NRAP 28(k), with the Nevada Supreme Court on or before the due date, see NRAP 31. In civil appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court may dismiss your appeal. In postconviction criminal appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court or Nevada Court of Appeals may decide your appeal on the record without briefing.

**HOW TO FILL OUT THIS FORM:** This form must be typed, unless you are incarcerated, in which case it must be clearly handwritten. You do not need to refer to legal authority or the district court record. If you are completing your brief on this form, write only in the space allowed on the form. **Additional pages and attachments are not allowed.** If typing an informal brief, you may either use the lined paper contained in this form or an equivalent number of pages of your own paper. Your brief will be stricken if you fail to follow the directions in this form and the Nevada Rules of Appellate Procedure.

**WHERE TO FILE THE BRIEF:** You may submit your brief for filing in person or by mail.

~~To file your brief in person:~~ Briefs may be submitted for filing Monday through Friday, 8:00 a.m. to 4:00 p.m.

~~Carson City:~~ Bring the brief to the Clerk's Office at the Supreme Court of Nevada, 201 South Carson Street, Carson City, Nevada, 89701.

~~Las Vegas:~~ Bring your brief in the Clerk's Office Drop Box at the Las Vegas courthouse for the Nevada Appellate Courts, 408 East Clark Avenue, Las Vegas, Nevada, 89101.

24-12260

To file your brief by mail: Mail the brief to the Clerk of the Supreme Court of Nevada, 201 South Carson Street, Carson City, Nevada 89701. **Your brief must be postmarked on or before the due date.**

You must file the original brief and 1 copy with the clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your brief, you must file the original form and 2 copies and include a self-addressed, stamped envelope. Documents cannot be faxed or emailed to the Supreme Court Clerk's Office.

Copies of the brief must be mailed or delivered to the other parties to this appeal or to the parties' attorneys, if they have attorneys. You must also include a proper certificate of service or complete the certificate that is attached to the informal brief form.

CAUTION: Pro se parties are prohibited from representing other parties. A pro se party may not complete a brief on behalf of other parties. Pro se parties may collaborate on their briefs, however, provided that if one brief is submitted on behalf of multiple pro se parties, each party must sign and date the brief to confirm that he or she has participated in the preparation of the brief and, by his or her signature, joins in the arguments and representations contained therein.

**Judgment or Order You Are Appealing.** List the judgment or order that you are appealing from and the date that the judgment or order was filed in the district court.

| Filed Date | Name of Judgment or Order     |
|------------|-------------------------------|
| 1/2/24     | Petition for Writ of Mandamus |
|            |                               |
|            |                               |

**Notice of Appeal.** Give the date you filed your notice of appeal in the district court: 16<sup>th</sup> Day of January 2024

**Related Cases.** List all other court cases related to this case. Provide the case number, title of the case and name of the court where the case was filed.

| Case No.                | Case Title                           | Name of Court                                      |
|-------------------------|--------------------------------------|--|
| 2:24-cv-0078-RFR<br>MDC | Petition For A Writ of Habeas Corpus | United States District Court<br>District of NEVADA |
|                         |                                      |  |
|                         |                                      |  |

**Pro Bono Counsel.** Would you be interested in having pro bono counsel assigned to represent you in this appeal?

Yes       No

**NOTE:** If the court determines that your case may be appropriate for having pro bono counsel assigned, an appropriate order will be entered. Assignment of pro bono counsel is not automatic.

**Statement of Facts.** Explain the facts of your case. (Your answer must be provided in the space allowed.)

Petitioner was sentence on  
7/24/07 & was given 736 days for time ser-  
ved. Petitioner was sentenced to A Definite  
term of Fifty 50 years with eligibility for par-  
ole beginning when a minimum of Twenty 20  
has been served. Petitioner should have been  
receiving the benefit of 209.4465 for Good Time,

Work credits, & Meritorious Service of his  
Maximum term & Petitioner is now requesting  
to receive the benefit of SB No 413 (NRS) 209.  
341 to receive the 35 percent off his maxim-  
um term along with the day already earned  
for work & good time & programs completed  
along with the 90 days for High School Diploma  
& credit's for being incarcerated for state of  
emergency due to communicable or Infectious  
Disease

Statement of District Court Error. Explain why you believe the district court was wrong. Also state what action you want the Nevada Supreme Court to take. (Your answer must be provided in the space allowed.)

The Court's was wrong Due to the Facts SB.No 413 Clearly states that on or after July 1 2025; Before July 1 2025 IF the offender elects to be subject to the revised method. S.B.No 413 is Amended From 209.4465 that went into effect 1997 July 17. the amended 209.341. went into effect as existing law when SB No 413 was passed. It clearly states in legislative Counsel's Digest; Existing law allows an offender to earn certain credits to reduce his or her

Sentence of Imprisonment. (NRS 209.432-209.53)  
For example, under existing law, an offender who is sentenced to prison for a crime committed on or after July 17 1997, may under certain circumstances be allowed (1) a deduction of 20 days from his or her sentence for each month served; (2) up to 10 days of credit each month for diligence in labor and study; (3) certain credits for educational achievement; (4) up to 10 days of credit each month for participation in a center for the purpose of making restitution, program for reentry of offenders and parolees into community, conservation camp, program of work release or another program conducted outside of the prison; (5) up to 90 days of credit each year for exceptional meritorious service; and (6) if the Governor determines, by executive order, that it is necessary, a deduction of up to 5 days from his or her sentence for each month the offender serves. Existing law provides that such credits must be deducted from the maximum term of the maximum aggregate term imposed by the sentence, as applicable, and apply to eligibility for parole. For these following reasons the court was absolutely wrong not following its own laws. Also they were wrong because a petition for writ of mandamus is to address existing law for a superior court to compel a lower court or a government to perform mandatory or purely ministerial duties. Correctly.

I am asking for Injunctive Relies under the revised Statutes of Senate Bill No. 413 (NRS 209.341) An Act relating to Sentencing; Revising the Method for Determining Credits to Reduce the sentence of An offender; Requiring the Director of the Department of Corrections to provide An offender with a List of Certain Programs.... Requiring the Director to state information with the office of the Attorney General Concerning Action Taken... accordingly... This Bill provides A Revised Method for Determining Credits to reduce the sentence of an offender that applies to an offender Sentenced to prison for a crime committed: (1) on or After July 1, 2025; or (2) Before July 1, 2025 if the offender Elects to be subject to The Revised Method. I Am Electing to be subjected to the Revised Statutes Afforded Me in SB413 NRS 209.341 Sections 1 Through 10 Respectively.

3-31-24

Under Penalty of Perjury All The Forgoing is True to My Knowledge.

Demarene Coleman  
x D. Coleman # 1007335

Lined area for text entry.

DATED this 31 day of March, 2024.

D. Coleman  
Signature of Appellant

Demarene Coleman  
Print Name of Appellant



CERTIFICATE OF SERVICE

I certify that on the date indicated below, I served a copy of this completed informal brief form upon all parties to the appeal as follows:

- By personally serving it upon him/her; or
- By mailing it by first-class mail with sufficient postage prepaid to the following address(es) (list names and address(es) of parties served):

DATED this 31 day of March, 2024.

B. Coleman  
Signature of Appellant

Demarene Coleman  
Print Name of Appellant

P.O. Box 208 S.D.C.C  
Address

Indian Springs, Nevada ~~89070~~ 89070  
City/State/Zip

\_\_\_\_\_  
Telephone