

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MATTHEW WASHINGTON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 75777-COA

FILED

JAN 25 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF LIMITED REMAND

Matthew Washington appeals from an order of the district court denying a postconviction petition for a writ of habeas corpus filed on December 19, 2017, and supplemental pleadings. Eighth Judicial District Court, Clark County; Susan Johnson, Judge.

NRS 34.830(1) provides, "Any order that finally disposes of a petition, whether or not an evidentiary hearing was held, must contain specific finds of fact and conclusions of law supporting the decision of the court." Furthermore, NRAP 4(b)(5)(B) provides, "The judgment or order in any postconviction matter must contain specific findings and conclusions of law supporting the district court's decision." The entry of specific findings of fact and conclusions of law greatly assists in our resolution of postconviction appeals. Without a specific order resolving the petition, we are unable to determine the basis for the district court's decision.

Accordingly, we remand this matter to the district court for the limited purpose of complying with the mandates of NRS 34.830(1) and NRAP 4(b)(5)(B). The district court shall have 30 days from the date of this order to enter an amended written order that resolves Washington's petition and contains specific findings of fact and conclusions of law. Upon

entry of the written order, the clerk of the district court shall transmit a certified copy of the order to the clerk of this court as a supplemental record on appeal.

It is so ORDERED.


_____, A.C.J.
Douglas

cc: Hon. Susan Johnson, District Judge
Matthew Washington
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk