

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUGENE ANTHONY WATSON,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 43607

**FILED**

**JAN 19 2006**

ORDER DISMISSING APPEAL

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of sexual assault and one count of attempted sexual assault of a minor under the age of 14. Eighth Judicial District Court, Clark County; John S. McGroarty, Judge.

On December 6, 2005, the State filed a motion to dismiss this appeal. The State argues that this appeal is "irregular" pursuant to NRS 177.205, because the only issue raised is the validity of the guilty plea, which is not properly raised in a direct appeal. The motion is unopposed.


As the State points out, this court

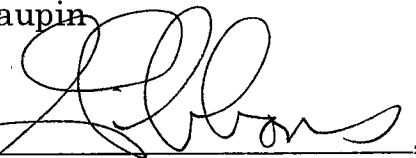
no longer permit[s] a defendant to challenge the validity of a guilty plea on direct appeal from the judgment of conviction. Instead, a defendant must raise a challenge to the validity of his or her guilty plea in the district court in the first instance, either by bringing a motion to withdraw the guilty plea, or by initiating a post-conviction proceeding.<sup>1</sup>

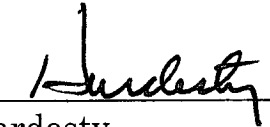
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<sup>1</sup>Bryant v. State, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986).

Accordingly, we grant the State's motion and we  
ORDER this appeal DISMISSED.

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

Maupin  
  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Hardesty

cc: Eighth Judicial District Court Dept. 16, District Judge  
Michael H. Schwarz  
Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk