

IN THE SUPREME COURT OF THE STATE OF NEVADA

ATANAS DIMITROV STEFANOV,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 44580

**FILED**

JUL 05 2005

ORDER OF AFFIRMANCE

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

This is an appeal from a district court order denying appellant's post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

On May 24, 2004, appellant Atanas Dimitrov Stefanov was convicted, pursuant to a guilty plea, of one count each of level-two trafficking in a controlled substance and possession of a controlled substance with intent to sell. The district court sentenced Stefanov to serve a prison term of 24 to 180 months for the trafficking count and a consecutive prison term of 12 to 48 months for the possession count. Stefanov did not file a direct appeal.


On July 12, 2004, Stefanov, with the assistance of counsel, filed a post-conviction petition for a writ of habeas corpus. The State opposed the petition. After conducting an evidentiary hearing, the district court denied the petition. This timely appeal followed.

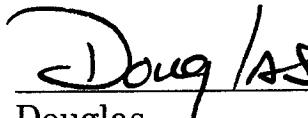
Stefanov contends that the district court erred in denying his petition because his counsel was ineffective. In particular, Stefanov argues that his counsel was ineffective by failing to advise him that he could render substantial assistance to obtain probation and by failing to convey an earlier, more favorable plea offer made by the State.

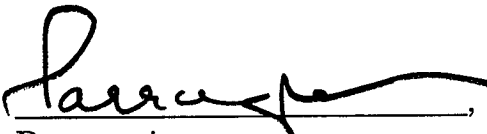
After conducting an evidentiary hearing, the district court found that counsel was not ineffective. The district court's factual findings are entitled to deference when reviewed on appeal.<sup>1</sup> Stefanov has not demonstrated that the district court's findings of fact are not supported by substantial evidence or are clearly wrong. Moreover, Stefanov has not demonstrated that the district court erred as a matter of law.

Having considered Stefanov's contentions and concluded that they lack merit, we

ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. Jessie Elizabeth Walsh, District Judge  
Kirk T. Kennedy  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

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<sup>1</sup>See Riley v. State, 110 Nev. 638, 647, 878 P.2d 272, 278 (1994).