

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTONIO M. BREAKMAN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45521

FILED

OCT 25 2005

ORDER DISMISSING APPEAL

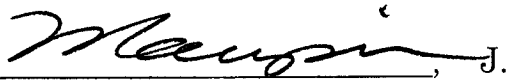
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK


This is an appeal from an amended judgment of conviction. Eighth Judicial District Court, Clark County; Valorie Vega, Judge. The amended judgment of conviction was entered on remand from this court in order to correct a clerical error. Specifically, the original judgment of conviction stated that appellant was convicted pursuant to a guilty plea, when appellant was actually convicted following a jury trial.¹

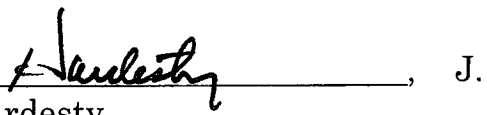
The amended judgment of conviction, does not substantively differ from the original judgment of conviction, which was entered by the district court on October 28, 2004. Any issues appellant has with regard to the amended judgment of conviction should have been raised in his appeal from the original judgment of conviction.

¹See Breakman v. State, Docket No. 44246 (Order of Affirmance and Limited Remand to Correct the Judgment of Conviction, May 19, 2005).

Having concluded that there are no issues that can be raised
in an appeal from the amended judgment of conviction, we
ORDER this appeal DISMISSED.


_____, J.
Maupin


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Valorie Vega, District Judge
Mueller & Associates
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk
Antonio M. Breakman