

IN THE SUPREME COURT OF THE STATE OF NEVADA

JERAMIE RAYMOND CARLSSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45831

JERAMIE RAYMOND CARLSSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45832

FILED

MAR 07 2006

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

ORDER OF REMAND

These are consolidated appeals from judgments of conviction, pursuant to guilty pleas, of one count of being an ex-felon in possession of a firearm, and one count of possession of a stolen vehicle. Second Judicial District Court, Washoe County; Steven P. Elliott, Judge. Appellant Jeramie Carlsson was sentenced to a prison term of 12-30 months for being an ex-felon in possession of a firearm, with 148 days credit for time served. Carlsson was sentenced to a prison term of 24-60 months for possession of a stolen vehicle, to be served concurrently with count I. Carlsson was awarded 0 days credit on the latter case.

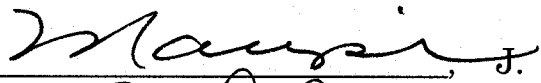
Carlsson's sole contention is that the district court abused its discretion in denying his presentence credit application to both cases. "[C]redit for time served in presentence confinement may not be denied to a defendant by applying it to only one of multiple concurrent sentences."¹

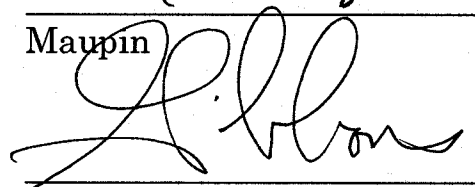
¹Johnson v. State, 120 Nev. 296, 299, 89 P.3d 669, 671 (2004).

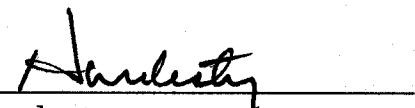
This court has determined the purpose of the statute governing presentence confinement credit,² is "to ensure that all time served is credited towards a defendant's ultimate sentence."³

Carlsson is entitled to all his presentence confinement credit on both cases, not just one. Therefore we,

ORDER this matter REMANDED to the district court for proceedings consistent with this order.


Maupin J.


Gibbons J.


Hardesty J.

cc: Hon. Steven P. Elliott, District Judge
Washoe County Public Defender
Attorney General George Chanos/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk

²NRS 176.055.

³Kuykendall v. State, 112 Nev. 1285, 1287, 926 P.2d 781, 783 (1996).