

IN THE SUPREME COURT OF THE STATE OF NEVADA

MISAEL AVELDANEZ-AGUIRRE A/K/A
MIGUEL PEREZ-ESTRADA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 49336

FILED

OCT 16 2007

NONETTE M. BLOOM
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a judgment of conviction, entered pursuant to a guilty plea, of one count of trafficking in a controlled substance. Second Judicial District Court, Washoe County; Steven P. Elliott, Judge. The district court sentenced appellant Misael Aveldanez-Aguirre to serve a prison term of 10 to 25 years.

Aveldanez-Aguirre contends that he did not knowingly enter his guilty plea because it was written in English, he and his codefendant shared a court interpreter during the plea canvass, and he has very little formal education. However, 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.¹


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

Having concluded that Avelandez-Aguirre's contention is not appropriately raised in this appeal, we

ORDER the judgment of conviction AFFIRMED.

 J.

Gibbons

 J.

Cherry

 J.

Saitta

cc: Hon. Steven P. Elliott, District Judge
Michael V. Roth
Attorney General Catherine Cortez Masto/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk