

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHANCELLOR WELCH,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 53205

**FILED**

**JAN 13 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a judgment of conviction, pursuant to a jury trial, of one count of indecent exposure. Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge.

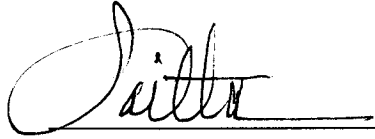
Appellant Chancellor Welch claims that NRS 201.220 is unconstitutionally vague and overbroad. This claim is without merit in light of this court's recent decision in State v. Castaneda, 126 Nev. \_\_\_, \_\_\_ P.3d \_\_\_, \_\_\_ (Adv. Op. No. 45, November 24, 2010).

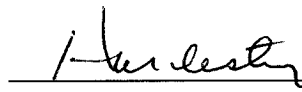
Welch also claims that there is insufficient evidence to support his conviction. However, testimony was presented at trial that after Welch asked correctional assistant Anita Hill to bring items to his cell, she returned with the items to find him naked from the waist down. Welch made no attempt to cover himself; rather, he gestured to himself, looked at Hill, and smiled. We conclude that, viewed in the light most favorable to the prosecution, the evidence provides a sufficient basis for a rational juror to find beyond a reasonable doubt that, at the time and place identified in the information, Welch intentionally made an open and indecent exposure

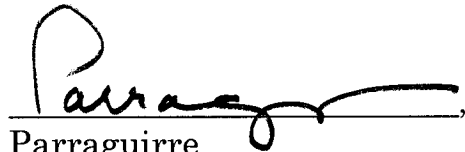
of his genitals. See Rose v. State, 123 Nev. 194, 202-03, 163 P.3d 408, 414 (2007); see also NRS 201.220; Castaneda, 126 Nev. at \_\_\_, \_\_\_ P.3d at \_\_\_.

Therefore, we

ORDER the judgment of conviction AFFIRMED.

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

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

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

cc: Hon. Steve L. Dobrescu, District Judge  
State Public Defender/Carson City  
State Public Defender/Ely  
Attorney General/Carson City  
Attorney General/Ely  
White Pine County District Attorney  
White Pine County Clerk