

IN THE SUPREME COURT OF THE STATE OF NEVADA

DANNY LEE WILLIAMS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54202

FILED

APR 07 2010

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

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying the December 24, 2008, motion for sentence modification or to correct an illegal sentence.¹ Second Judicial District Court, Washoe County; Janet J. Berry, Judge.

Appellant failed to demonstrate that the district court relied upon any mistake about his criminal record that worked to his extreme detriment. Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Appellant made only bare and unsupported claims that information about his criminal history was incorrect. Hargrove v. State, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). Moreover, appellant failed to establish that the district court relied on the alleged errors in his criminal history when sentencing appellant.

¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

In addition, appellant's claim that his sentence was illegal because his past crimes were nonviolent has already been considered and rejected by this court. Williams v. State, Docket No. 34778 (Order of Affirmance, August 28, 2002). The doctrine of law of the case prevents further litigation of the underlying claim and cannot be avoided by a more detailed and precisely focused argument. See Hall v. State, 91 Nev. 314, 316, 535 P.2d 797, 799 (1975). Appellant's sentence was facially legal. 1997 Nev. Stat., ch. 229, § 4, at 828; NRS 207.010. There is nothing in the record indicating that the district court was without jurisdiction to impose a sentence in this case. Edwards, 112 Nev. at 708, 918 P.2d at 324. Therefore, the district court did not err in denying this motion.

Having considered appellant's contentions and concluding that they are without merit, we

ORDER the judgment of the district court AFFIRMED.

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

cc: Hon. Janet J. Berry, District Judge
Danny Lee Williams
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk