

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN LAVELLE CROWLEY,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54376

**FILED**

**JAN 07 2010**

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 verdict, of one count each of grand larceny and burglary. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

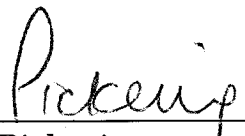
Appellant Steven Crowley claims that the district court abused its discretion at sentencing by adjudicating appellant a habitual criminal on both counts because he is not a violent criminal who poses a threat to public safety. We will not disturb a district court's sentencing determination "absent a showing of abuse of discretion." Houk v. State, 103 Nev. 659, 664, 747 P.2d 1376, 1379 (1987). The 5-20 year sentences imposed are within the statutory limits, see NRS 207.010(1)(a), and are not "so unreasonably disproportionate to the offense as to shock the conscience." Blume v. State, 112 Nev. 472, 475, 915 P.2d 282, 284 (1996) (quoting Culverson v. State, 95 Nev. 433, 435, 596 P.2d 220, 221-22 (1979)). In particular, Crowley had a lengthy prior record that included at least six felony convictions. Finally, "the record does not demonstrate prejudice resulting from consideration of information or accusations founded on facts supported only by impalpable or highly suspect evidence." Silks v. State, 92 Nev. 91, 94, 545 P.2d 1159, 1161 (1976). Accordingly, we

conclude that the district court did not abuse its discretion at sentencing,  
and we

ORDER the judgment of conviction AFFIRMED.

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

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Brent T. Adams, District Judge  
Washoe County Public Defender  
Attorney General/Carson City  
Washoe County District Attorney  
Washoe District Court Clerk