

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDMOND NORMAN CONCEPCION
A/K/A EDMUND NORMAN
CONCEPCION,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 54467

FILED

MAY 07 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingerson*
DEPUTY CLERK

ORDER OF AFFIRMANCE

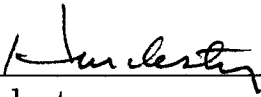
This is a proper person appeal from an order of the district court denying appellant's July 9, 2009, motion for sentence modification or reconsideration.¹ Eighth Judicial District Court, Clark County; Valorie Vega, Judge.

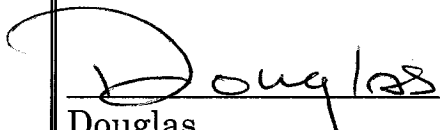
Appellant's claim that he was improperly charged with both lewdness and sexual assault fell outside the scope of claims permissible in a motion to modify a sentence. See Edwards v. State, 112 Nev. 704, 708,

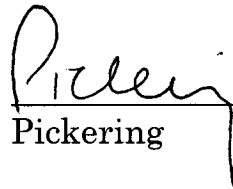
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

918 P.2d 321, 324 (1996). We therefore conclude the district court did not err in denying appellant's motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Valorie Vega, District Judge
Edmund Norman Concepcion
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.