

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARLON OLIVAS A/K/A MARLIN  
OLIVAS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54579

**FILED**

**MAR 11 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 a motion to correct an illegal sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; James M. Bixler, Judge.

In his motion filed on August 4, 2009, appellant claimed that the State argued at sentencing, and the presentence investigation report contained, incorrect information about the instant offense and an earlier California offense. Appellant failed to demonstrate that the sentences imposed were illegal, the district court was without jurisdiction, or that the district court relied upon any material mistake of facts that worked to appellant's extreme detriment. Edwards v. State, 112 Nev. 704, 708, 918

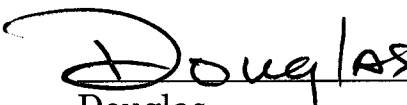
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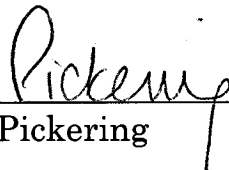
<sup>1</sup>This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

P.2d 321, 324 (1996); NRS 200.481(2)(e)(2); NRS 200.471(2)(c); NRS 574.105(2)(a). Accordingly, we

ORDER the judgment of the district court AFFIRMED.<sup>2</sup>

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

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

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

cc: Hon. James M. Bixler, District Judge  
Marlin Olivas  
Marlon Olivas  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>2</sup>We 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.