

IN THE SUPREME COURT OF THE STATE OF NEVADA

DALE WALTER WARD,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 34958

**FILED**

MAR 21 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of possession of a controlled substance. The district court sentenced appellant to a prison term of 12 to 48 months, and ordered appellant to pay \$637.77 in restitution, a \$25.00 administrative fee, and a \$60.00 laboratory fee. This appeal is subject to the provisions of Nevada Rule Appellate Procedure 3C.

Appellant's sole contention is that his guilty plea was not entered knowingly and voluntarily because the district court "failed to adequately inform [appellant] of the consequences of his plea" during the plea canvass. However, this court no longer

permit[s] a defendant to challenge the validity of a guilty plea on direct appeal from the judgment of conviction. Instead, a defendant must raise a challenge to the validity of his or her guilty plea in the district court in the first instance, either by bringing a motion to withdraw the guilty plea, or by initiating a post-conviction proceeding.

00-04475

Bryant v. State, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986).

In this case, appellant has not raised his challenge to the guilty plea in the district court. Accordingly, the issue is not properly before this court on direct appeal. We therefore

ORDER this appeal dismissed.

<u>Young</u>	J.
Young	
<u>Agosti</u>	J.
Agosti	
<u>Leavitt</u>	J.
Leavitt	

cc: Hon. Connie J. Steinheimer, District Judge  
Attorney General  
Washoe County District Attorney  
Robert Bruce Lindsay  
Washoe County Clerk