

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTONIO ALEJOS-MOLINA A/K/A
ANTONIO ALEJOSMOLINA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 55046

FILED

JUL 15 2010


TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

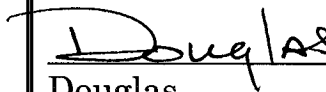
ORDER OF AFFIRMANCE

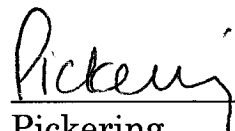
This is an appeal from a district court order denying appellant Antonio Alejos-Molina's motion to modify his sentence. Eighth Judicial District Court, Clark County; Abbi Silver, Judge.

Alejos-Molina contends that the district court abused its discretion by imposing a sentence constituting cruel and unusual punishment. See Nev. Const. art. 1, § 6. Alejos-Molina has failed to demonstrate that the district court relied on mistaken assumptions about his criminal record that worked to his extreme detriment. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Further, Alejos-Molina's claim fell outside the narrow scope of claims permissible in a motion to modify a sentence. See id. Therefore, we conclude that the district court did not abuse its discretion by denying Alejos-Molina's motion to modify his sentence, and we

ORDER the judgment of the district court AFFIRMED.


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Abbi Silver, District Judge
Clark County Public Defender
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk