


IN THE SUPREME COURT OF THE STATE OF NEVADA

TODD LEWIS PERKINS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 55955

**FILED**

SEP 09 2010

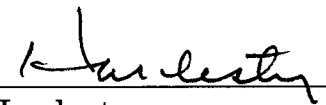
TRACEE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

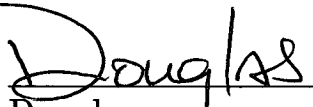
ORDER OF AFFIRMANCE


This is an appeal from a judgment of conviction entered pursuant to a guilty plea of one count of uttering a forged instrument. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

Appellant Todd Lewis Perkins contends that the State breached the guilty plea agreement at sentencing by informing the district court that he was not being truthful. The record on appeal reveals that the State followed the terms of the guilty plea agreement, corrected Perkins' misrepresentations about his involvement in the crime, and did not explicitly or implicitly seek a harsher sentence than that provided for in the parties' agreement. See Sullivan v. State, 115 Nev. 383, 388 n.4, 990 P.2d 1258, 1261 n.4 (1999) (noting that the State has a duty to "correct factual misstatements and provide the court with relevant information that is not in the court's possession"). Accordingly, we conclude that Perkins' contention is without merit 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