

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTOPHER O'NEILL,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 56198

**FILED**

NOV 08 2010

TRACE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY WLD  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying a motion for sentence modification.<sup>1</sup> First Judicial District Court, Carson City; James E. Wilson, Judge.

In his motion filed on March 5, 2010, appellant requested his sentence be modified in view of the fact that he was young when he committed the instant offense, his criminal history at the time was minor, and he had served fifteen years of flat time. Appellant failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). We

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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).

therefore conclude that the district court did not err in denying appellant's motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Pickering, J.  
Pickering

cc: Hon. James E. Wilson, District Judge  
Carson City Clerk  
Christopher O'Neill  
Attorney General/Carson City  
Carson City District Attorney