

IN THE SUPREME COURT OF THE STATE OF NEVADA

NINO LEE WILLIAMS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56209

FILED

SEP 14 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
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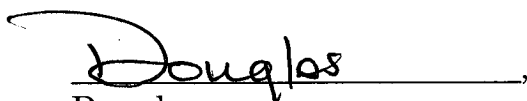
ORDER OF AFFIRMANCE

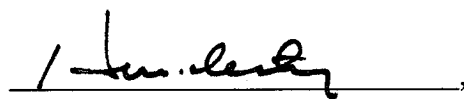
This is an appeal from a judgment of conviction, pursuant to a guilty plea, of burglary and possession of burglary tools. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

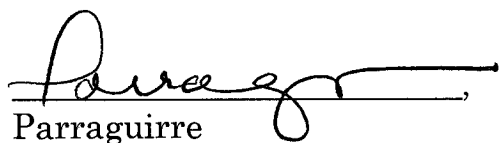
Appellant Nino Lee Williams' sole contention on appeal is that the district court abused its discretion by adjudicating him as a habitual criminal pursuant to NRS 207.010. The district court has broad discretion to dismiss a habitual criminal sentence enhancement. See O'Neill v. State, 123 Nev. 9, 12, 153 P.3d 38, 40 (2007). Our review of the record reveals that the district court understood its sentencing authority and considered the appropriate factors prior to making its determination not to dismiss the enhancement. Hughes v. State, 116 Nev. 327, 332-33, 996 P.2d 890, 893-94 (2000). Williams has an almost unbroken chain of theft-related felonies dating back to 1994. Tanksley v. State, 113 Nev. 997, 1004, 946 P.2d 148, 152 (1997) ("The purpose of the habitual criminal statute is to increase sanctions for the recidivist and to discourage repeat

offenders.”). Therefore, we conclude that the district court did not abuse its discretion by adjudicating Williams as a habitual criminal and we

ORDER the judgment of conviction AFFIRMED.


_____, J.
Douglas


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Douglas W. Herndon, District Judge
Thomas A. Ericsson, Chtd.
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk