

IN THE SUPREME COURT OF THE STATE OF NEVADA

JERRY GLENN SELBACH,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 56477

**FILED**

NOV 08 2010

ORDER OF AFFIRMANCE

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

This is an appeal from an order of the district court denying appellant Jerry Selbach's motion to correct an illegal sentence. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

Selbach claims that the district court erred in denying his motion because the sentencing court relied on a victim impact statement from a witness who may have been suffering from various psychological issues. Because Selbach does not challenge the facial legality of the sentence by alleging either that the district court was without jurisdiction to impose a sentence or that the sentence imposed was in excess of the statutory maximum, we conclude that the district court did not err in denying his motion. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996).

Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Pickering, J.  
Pickering

cc: Hon. Brent T. Adams, District Judge  
Attorney General/Carson City  
Washoe County District Attorney  
Mary Lou Wilson  
Washoe District Court Clerk