

IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW JORDAN HUTCHINSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56760

FILED

NOV 08 2010

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

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying a motion to correct an illegal sentence.¹ Sixth Judicial District Court, Pershing County; Richard Wagner, Judge.

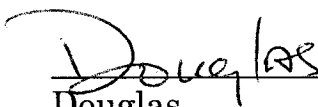
In his motion filed on June 9, 2010, appellant claimed that his sentence of life without the possibility of parole for first-degree murder was illegal because NRS 176.033 required the district court to impose a minimum term of imprisonment. Appellant failed to demonstrate that his sentence was facially illegal and that the district court lacked jurisdiction. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996); see also 2003 Nev. Stat., ch. 470, § 4, at 2944-45 (NRS 200.030(4)(b)(1)). We


¹This 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.²


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Richard Wagner, District Judge
Matthew Jordan Hutchinson
Attorney General/Carson City
Pershing County District Attorney
Pershing County Clerk

²We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.