

IN THE SUPREME COURT OF THE STATE OF NEVADA

KYLE WARNER TURPIN A/K/A KYLE  
W. TURPIN, SR.,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 56807

**FILED**

**MAR 18 2011**

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.<sup>1</sup> Eighth Judicial District Court, Clark County; Jack B. Ames, Judge.


In his motion filed on August 18, 2010, appellant claimed that the prior convictions used for habitual criminality were constitutionally infirm, the State filed a late notice of habitual criminality, and two of the priors should only have counted as a single prior conviction. 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,


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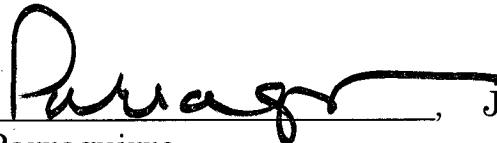
<sup>1</sup>This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

918 P.2d 321, 324 (1996). We therefore conclude that the district court did not err in denying appellant's motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.<sup>2</sup>

  
\_\_\_\_\_, J.  
Saitta

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

cc: Chief Judge, The Eighth Judicial District Court  
Hon. Jack B. Ames, Senior Judge  
Kyle Warner Turpin  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>2</sup>We 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.