

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIE LEE JAMES, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56866

FILED

APR 06 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is an appeal from a judgment of conviction, pursuant to a guilty plea, of attempted coercion and living from the earnings of a prostitute. Eighth Judicial District Court, Clark County; Jennifer Togliatti, Judge.


Appellant Willie Lee James, Jr., contends that the district court erred at sentencing by considering arrests that occurred between entry of his guilty plea and sentencing because the information regarding the arrests was not tested or verified. We disagree.

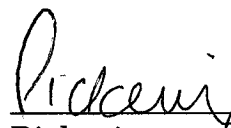
James has not demonstrated that the arrests constituted palpable or highly suspect evidence, see Silks v. State, 92 Nev. 91, 93-94, 545 P.2d 1159, 1161 (1976); Denson v. State, 112 Nev. 489, 494, 915 P.2d 284, 287 (1996) (the district court may consider uncharged acts at sentencing), or that the district court relied on those arrests when imposing sentence. Further, James' consecutive sentences of 14 to 60 months and 12 to 48 months are within the statutory limits, see NRS 193.130(2)(c), (d); NRS 193.330(1)(a)(3); NRS 201.320(1); NRS 207.190(2)(a), and it is within the district court's discretion to run sentences consecutively, NRS 176.035(1), or to grant or deny probation,

NRS 176A.100(1)(c). Accordingly, we conclude that the district court did not abuse its discretion at sentencing, see Houk v. State, 103 Nev. 659, 664, 747 P.2d 1376, 1379 (1987), and we

ORDER the judgment of conviction AFFIRMED.


_____, J.
Cherry


_____, J.
Gibbons


_____, J.
Pickering

cc: Hon. Jennifer Togliatti, District Judge
Oronoz Law Offices
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk