

IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS D. MACIAS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 57314

**FILED**

**JUN 08 2011**

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

ORDER OF AFFIRMANCE


This is an appeal from a district court order denying appellant Thomas D. Macias' motion to strike lifetime supervision requirements/motion to correct an illegal sentence. Eighth Judicial District Court, Clark County; Doug Smith, Judge.


Macias contends that the district court erred by denying his motion to correct an illegal sentence. Macias challenged the conditions of lifetime supervision, arguing that they violate the Ex Post Facto, Double Jeopardy, and Contracts Clauses of the Nevada and United States Constitutions, as well as due process.

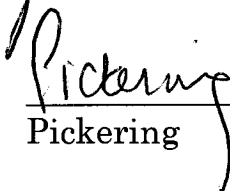
We conclude that the district court did not err in denying Macias' motion to correct an illegal sentence because his claim fell outside the narrow scope of claims permitted in such a motion. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996) (explaining that a motion to correct an illegal sentence may only challenge the facial legality of the sentence—either the district court was without jurisdiction to impose a sentence or the sentence was imposed in excess of the statutory maximum). To the extent the motion was a motion to strike lifetime supervision requirements, no statute or court rule permits an appeal from

an order denying such a motion and we therefore lack jurisdiction to consider the denial of that motion on appeal. Castillo v. State, 106 Nev. 349, 352, 792 P.2d 1133, 1135 (1990). Accordingly, we

ORDER the judgment of the district court AFFIRMED.

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Doug Smith, District Judge  
Robert M. Draskovich, Chtd.  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk