


IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM STAYTON A/K/A WILLIAM
LEONARD STAYTON, IV,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58132

FILED

SEP 13 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE

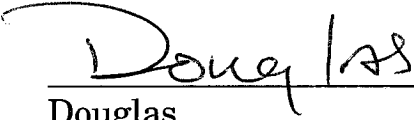
This is a proper person appeal from an order of the district court denying a motion to modify or correct sentence.¹ Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

In his motion filed on February 2, 2011, appellant claimed that he received ineffective assistance of counsel. Appellant's claims fell outside the narrow scope of claims permissible in a motion to modify or correct sentence. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). To the extent that appellant alleged mistakes were made in the presentence investigation report, appellant failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. See id. Appellant likewise failed to demonstrate that his sentence was facially illegal and that the

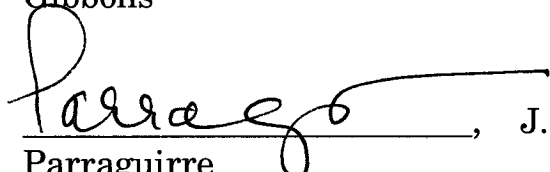
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

district court lacked jurisdiction. See id. 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.


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: Hon. Brent T. Adams, District Judge
William Stayton
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk