

IN THE SUPREME COURT OF THE STATE OF NEVADA

YOEL GUERRA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58226

FILED

OCT 05 2011

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

ORDER OF AFFIRMANCE

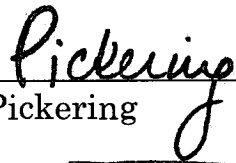
This is a proper person appeal from an order of the district court denying a motion to correct an illegal sentence.¹ Eighth Judicial District Court, Clark County; Stefany Miley, Judge.

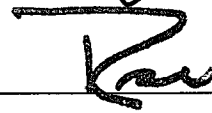
In his motion filed on February 14, 2011, appellant claimed that his sentence for the deadly weapon enhancement was illegal because it was equal and consecutive to the sentence for the primary offense, contrary to appellant's reading of the 2007 amendments to NRS 193.165. See 2007 Nev. Stat., ch. 525, § 13, at 3188-89. 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

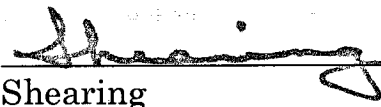
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

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.²


_____, J.
Pickering


_____, Sr. J.
Rose


_____, Sr. J.
Shearing

cc: Hon. Stefany Miley, District Judge
Yoel Guerra
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²The Honorables Robert Rose and Miriam Shearing, Senior Justices, participated in the decision of this matter under general orders of assignment.