

IN THE SUPREME COURT OF THE STATE OF NEVADA

BARBARO V. GRASS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59099

FILED

DEC 07 2011

TACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY Angers
DEPUTY CLERK

ORDER OF AFFIRMANCE

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

In his motion, filed on July 7, 2011, appellant requested an order amending his presentence investigation report (PSI) on the grounds that it contained incorrect information. The record on appeal supports the decision of the district court to deny relief. Any claim of error in the PSI must have been made to the district court at or before appellant's November 16, 1990, sentencing hearing or on direct appeal. Stockmeier v. State, Bd. of Parole Comm'rs, 127 Nev. ___, ___, 255 P.3d 209, 211 (2011). To the extent appellant sought to modify his sentence, he failed to demonstrate that the district court sentenced him based on mistaken assumptions regarding his criminal record that worked to his extreme detriment. Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996).

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).

To the extent appellant sought to correct an illegal sentence, he failed to demonstrate that his sentence was facially illegal or that the district court lacked jurisdiction. Id. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

cc: Chief Judge, The Eighth Judicial District Court
Hon. Joseph T. Bonaventure, Senior Judge
Barbaro V. Grass
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk