

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM HENRY COLLIER, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59195

FILED

OCT 20 2011

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order granting a motion to correct a clerical error in the judgment of conviction.¹ Eighth Judicial District Court, Clark County; Doug Smith, Judge.

On July 25, 2011, appellant filed a motion to correct clerical error. In his motion, appellant claimed that the judgment of conviction mistakenly indicated that his conviction was pursuant to a guilty plea and that the judgment of conviction failed to set forth the statute. The district court granted the motion, and on August 31, 2011, the district court entered an amended judgment of conviction indicating that the conviction was pursuant to a jury trial and that appellant was sentenced as a habitual criminal under NRS 207.010.

Appellant filed a subsequent appeal. To the extent that appellant has appealed the disposition of his motion, appellant is not an aggrieved party and may not appeal the granting of his motion. To the

¹In the interests of judicial economy, we have considered the record on appeal filed in Collier, Jr. v. State, Docket No. 58991, in resolving this appeal.

extent that appellant is attempting to file a direct appeal from the amended judgment of conviction, appellant is not aggrieved by the corrections to his judgment of conviction and appellant has previously litigated a direct appeal in this court. Collier, Jr. v. State, Docket No. 41299 (Order of Affirmance, October 13, 2003). Appellant may not litigate a second direct appeal from the same conviction. Accordingly, we

ORDER this appeal DISMISSED.²

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

cc: Hon. Doug Smith, District Judge
William Henry Collier, Jr.
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We have considered the proper person documents submitted in this matter, and without considering the merits of any claims raised therein, we conclude that no relief is warranted as this appeal is being dismissed.